

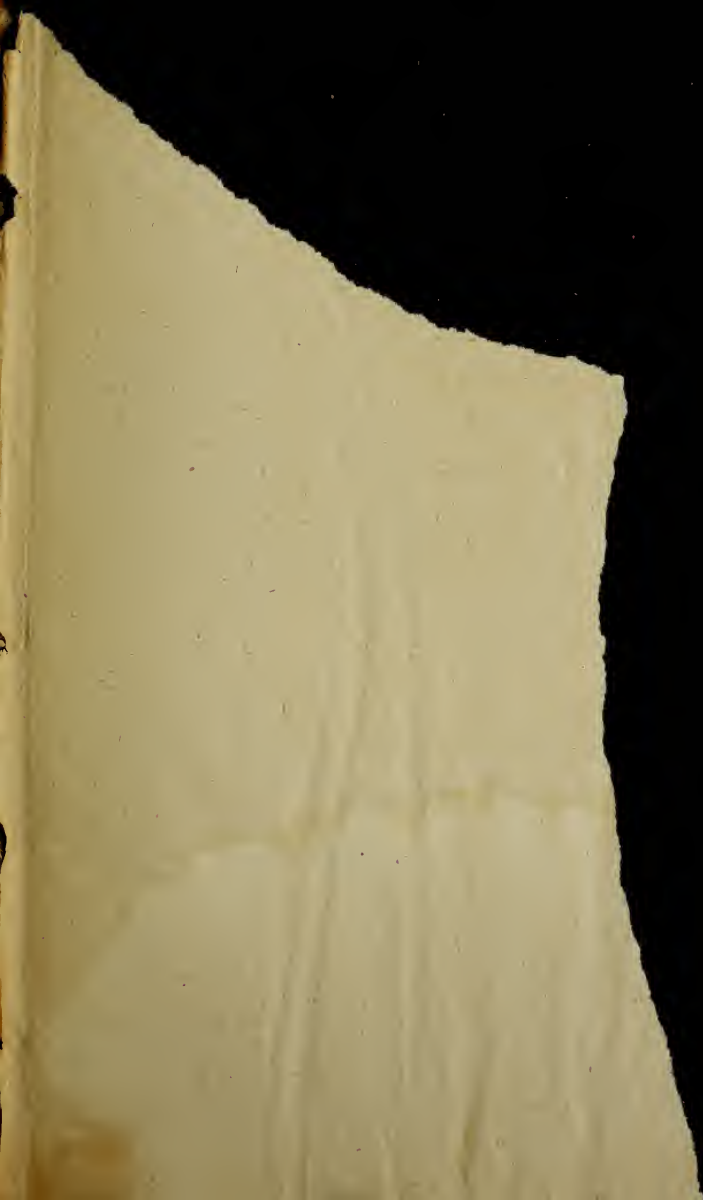
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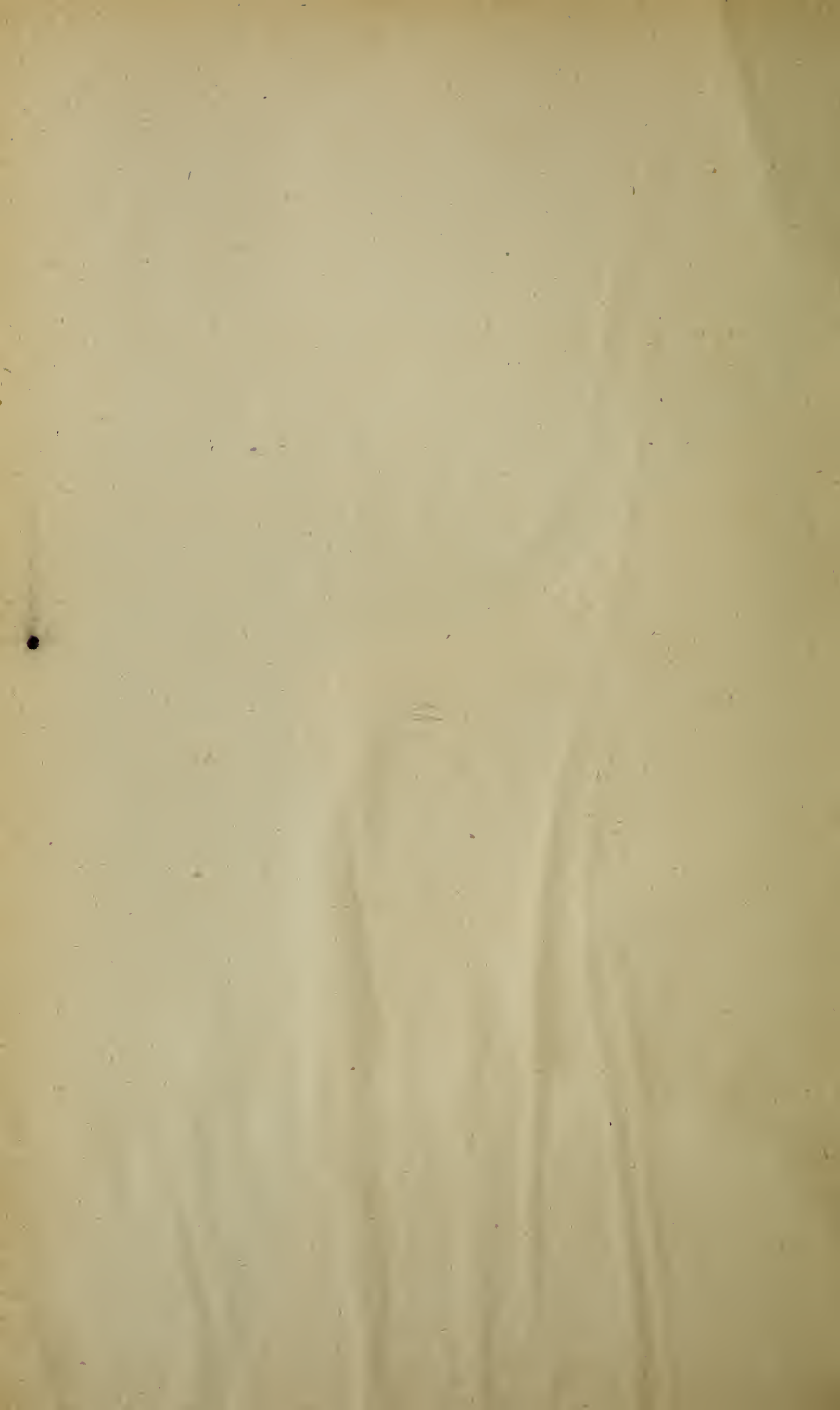
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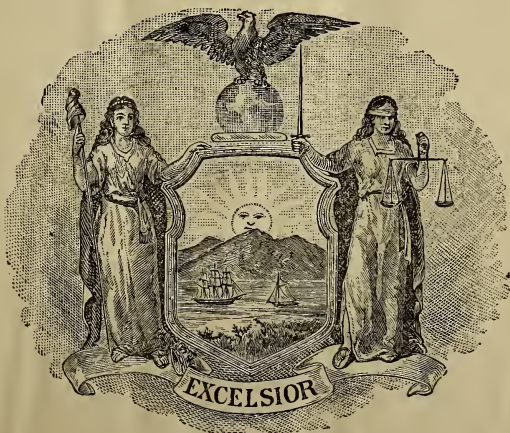


JOURNAL
OF THE
ASSEMBLY
OF THE
STATE OF NEW YORK:

AT THEIR
ONE HUNDRED AND SEVENTH SESSION.

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY, ON THE
FIRST DAY OF JANUARY, 1884.

VOL. II.



ALBANY:
WEED, PARSONS & CO., PRINTERS.
1884.

EIGHT O'CLOCK, P. M.

The House again met.

On motion of Mr. Forsyth, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 525, entitled "An act for the relief of the Cohoes Company by enabling it to appropriate and use its funds, and therewith acquire lands, rights and easements, and construct and maintain a dam across the Mohawk river, and a reservoir thereby created above the aqueduct at Crescent, and channels therefrom and wholly or partly upon lands belonging to the people of the State of New York, for the purpose of securing a better supply of water for the uses of said Cohoes Company, and so far as may be necessary for such purposes to extend the operation of said Cohoes Company into the towns of Halfmoon and Clifton Park, Saratoga county," and the same was ordered to a third reading.

Leave of absence until to-morrow afternoon was granted to Mr. J. H. Brown.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to amend chapter 818 of the Laws of 1868, being 'An act to incorporate the village of Port Chester.'"

"An act to provide for the construction of an iron highway bridge over the Champlain canal in the town of Watervliet, in the county of Albany."

"An act to legalize, ratify and confirm a resolution of the board of supervisors of the county of Kings, adopted August 7, 1877, in relation to the compensation of certain county officers."

"An to authorize the comptroller of the city of New York to examine the claim of John T. Nagle, and to audit and pay the amount that may be justly due."

"An act to enforce collection of taxes levied in the county of Lewis."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate sent for concurrence the bill entitled "An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

The Senate returned the Senate bill entitled "An act to authorize the supervisor of the town of Coventry, in the county of Chenango, to convey certain premises to the Coventry Union Cemetery Association," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

A message was received from the Senate and read in the words following :

To the Legislature :

The undersigned appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act making appropriations for the support of government," reported that they have duly conferred upon said matters, and agreed to recommend that the Assembly do concur in the following amendments to the bill as they were adopted in the Senate (references, in all cases, being made to the engrossed bill) :

Page 2, line 25, strike out the word "seven" and insert the word "nine."

Same page and line, strike out the word "five" and insert the word "three."

Page 3, line 3, strike out the word "four" and insert the word "five."

Same page, line 10, strike out the word "two" and insert the word "five," and after the word "thousand" insert the words "four hundred."

Same page, line 22, strike out the word "five" and insert the word "seven."

Same page, at the end of line 36, add the words "and for the expenses and disbursements of the deputies of the Attorney-General, while in the discharge of their duties, for the current calendar year, the sum of \$2,000."

Page 4, line 13, strike out the word "fourteen," and insert the word "sixteen."

Same page and line, after the word "herein," insert the word "before."

Same page, line 19, strike out the word "four," and insert the word "five."

Page 5, line 2, strike out the words "eight hundred," and insert the words "one thousand."

Page 7, line 6, strike out the word "treasurer," and insert the word "treasury."

Page 8, line 33, strike out the words "thirty-five," and insert the word "fifteen."

Page 9, line 6, after the word "collecting," insert the word "specimens."

Page 13, strike out lines 3, 4 and 5, and insert the item after line 28, on page 17.

Page 14, after line 6, insert the following :

"For local examinations. \$1,600."

Same page, line 14, strike out the word "two," and insert the word "three."

Same page line 15, strike out the words "five hundred."

Same page, lines 17 and 18, strike out the words "and for a messenger for the Commissioner of Statistics of Labor, for salary, \$500."

Same page, line 24, strike out the word "and ;" and in same line, after the word "rivers," insert the words "and other waters."

Page 17, line 23, after the word "sixty," insert the word "three."

Same page, after line 28, insert the following (the same having been transferred from page 13) :

"State Asylum for Lunatics, for the officers of the State Asylum for Lunatics, for salaries, \$15,000."

Page 18, after line 15, insert the words "and it shall be the duty of said board, in their annual report to the Legislature, to give a complete and itemized statement of the expenditures for State paupers during the preceding fiscal year."

Page 19, line 4, after the word "of" (first occurring), insert the word "the."

Same page and line, after the word "of" (second occurring), strike out the word "the."

Same page, after line 3, insert the words "for supplying the deaf-mutes' journal to the deaf and dumb persons in this State, \$650."

And your committee further report that they have agreed to recommend that the Senate do recede from the following amendment to the bill, as the same was adopted in the Senate:

Page 8, add at the end of line 33, the words "provided that the orderlies and watchmen who shall receive any portion of said sum of \$115,000 for their services shall be persons who served in the Union army or navy during the late war, and have been honorably discharged therefrom, and such honorably discharged persons shall not be subject to civil service examination."

All of which is respectfully submitted.

D. McCARTHY,
JOHN C. JACOBS, JR.,
Senate Committee.

D. C. LITTLEJOHN,
GEO. Z. ERWIN,
WM. T. O'NEIL,
SAM'L W. JOHNSON,
THOS. V. WELCH,
Assembly Committee.

I agree with the report of the committee in all things except recommending the Senate to recede on proviso to Capitol appropriation.

F. LANSING.

ALBANY, *April 2, 1884.*

IN SENATE, *April 2, 1884.*

Resolved, That the Senate do agree to the report of the committee of conference upon the within entitled bill, except as to that part of it which recommends that the Senate do recede from its amendment, providing that the orderlies and watchman employed on the Capitol shall be persons who served in the Union army or navy during the late war, etc.; that the Senate disagree with that portion of said report, and appoint a new committee of conference consisting of Messrs. Lansing, Thomas and Nelson, and that a like committee be requested on the part of the Assembly.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Littlejohn moved that the Assembly do agree in that portion of the report of the conference committee which has been agreed to by the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Donnelly	Horton	Locke, S. D.	Priddy
Barnes	Dreiss	House	McCabe	Rice
Binder	Duffy	Howland	McDonald	Rosenthal
Boyce	Earl	Hubbell	Miles	Scott
Boynton	Ely	Hunt	Moore	Seeber
Briggs	Farnum	Jackson	Murphy	Shoemaker
Burns	Farrell	Jobes	Nagle	Sipp
Butler	Felter	Johnson, G. R.	Nash	Smith, W. E.
Cady	Forsyth	Johnson, S. W.	Nason	Smith, C.
Cartwright	Garbutt	Jones	Noxon	Sweet
Childs	Geddes	Joyce	Odell	Taylor
Clarke	Hall	Kelly	Olin	Tremper
Clapp	Harpending	Kneeland	O'Neil	Van Allen
Clinton	Hasbrouck	Kruse	Osborne	Westfall
Coffey	Hawkins	Lewis	Otis	Whiteman
Craig	Heath	Lindsay	Owen	Wilcox
Darragh	Hendricks	Littlejohn	Pierson	Zimmerman
Dimmick	Hodges			

Mr. Littlejohn moved that the Assembly do assent to the appointment of a committee of conference on that portion of the report of the former conference committee, which was not agreed to by the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Littlejohn, Boynton, Price, Rice and S. W. Johnson.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

A message was received from the Senate and read in the words following:

IN SENATE, *March 26, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend chapter 84 of the Laws of 1868, entitled 'An act to incorporate the Safe Deposit Company of the city of Rochester, and to change the corporate name of said company.'"

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Baker, and by unanimous consent, the same was amended as follows:

Referring to engrossed bill, page 1, after the word "statutes," in line 9 from the bottom of page, insert the words "and by sections 219 to 234, inclusive, of chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies.'"

Section 3, strike out the word "in" of the seventh line from bottom of section 3, and insert in lieu thereof the words "for in cash."

At the end of said section 3, page 2, engrossed bill, add the following words: "Provided, however, that any such increase of stock shall be assented to by the stockholders representing a majority in amount

and value of all the stock, at a meeting of the stockholders to be held, after not less than fifteen days' notice to be served upon each and all the stockholders personally or by mail."

Strike out the word "May," fourth word of last line in section 3, page 2, and insert in lieu thereof the words "the stockholders representing a majority in amount of all the stock after not less than fifteen days' notice to be served as hereinafter provided, for the purposes of increasing the capital stock, shall deem to."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	Hodges	Locke, S. D.	Priddy
Barnes	Donnelly	Horton	McCabe	Rice
Binder	Dreiss	House	Miles	Roche
Boyce	Duffy	Howland	Murray	Scott
Boynton	Earl	Hubbell	Nagle	Seeber
Briggs	Ely	Hunt	Nash	Shoemaker
Burns	Farnum	Jobes	Nason	Sipp
Cady	Felter	Johnson, G. R.	Noxon	Smith, W. E.
Cartwright	Forsyth	Johnson, S. W.	Odell	Smith, C.
Childs	Garbutt	Jones	Olin	Sweet
Church	Geddes	Joyce	O'Neil	Taylor
Clarke	Hall	Kelly	Osborne	Tremper
Clapp	Harpending	Kneeland	Otis	Van Allen
Clinton	Haskell	Kruse	Owen	Whiteman
Craig	Hawkins	Lindsay	Palmer	Wilcox
Darragh	Heath	Littlejohn	Pierson	Zimmerman
Dibble	Hendricks			

Mr. Hubbell moved to concur in the amendments of the Senate.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hodges	Locke, S. D.	Rice
Baker	Darragh	Hooley	Locke, L. R.	Roche
Barnes	Dibble	Horton	McCabe	Rosenthal
Binder	Dimmick	House	Miles	Scott
Boyce	Duffy	Howland	Murray	Seeber
Boynton	Earl	Hubbell	Nagle	Shoemaker
Briggs	Ely	Hunt	Nash	Sipp
Brogan	Farnum	Jobes	Nason	Smith, W. E.
Burns	Farrell	Johnson, G. R.	Noxon	Smith, C.
Cady	Felter	Johnson, S. W.	Odell	Sweet
Cartwright	Forsyth	Jones	Olin	Taylor
Childs	Garbutt	Joyce	O'Neil	Tremper
Church	Geddes	Kelly	Osborne	Van Allen

Clarke	Hall	Kneeland	Otis	Walrath
Clapp	Harpending	Kruse	Owen	Westfall
Clinton	Hasbrouck	Lewis	Palmer	Whiteman
Coffey	Heath	Lindsay	Pierson	Wilcox
Craig	Hendricks	Littlejohn	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. House introduced a bill entitled "An act to amend chapter 189 of the Laws of 1883, entitled 'An act to authorize the dock department of the city of New York to construct a pier for the use of the police department of said city,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. House, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Nason moved to lay the order of general orders on the table for the purpose of taking up the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Wilcox offered, for the consideration of the House, a resolution in the words following :

Resolved, That the vote by which Assembly bill, Int. No. 1008, entitled "An act to amend section 1 of chapter 508, Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments,' " was lost, be reconsidered, and that said resolution lay upon the table.

Mr. Speaker put the question whether the House would agree to said resolution to lay upon the table, and it was determined in the affirmative.

Mr. Rice moved to take from the table a resolution previously offered by him in the words following :

Resolved, That the vote by which Assembly bill No. , entitled "An act to amend section 749 of the Code of Criminal Procedure of the State of New York," was passed, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hodges	McCabe	Priddy
Allen	Curtis	House	Miles	Rice
Baker	Dayton	Howe	Moore	Rosenthal
Barnes	Dean	Howland	Mullaney	Scott
Becker	Dimmick	Hubbell	Nagle	Seeber
Binder	Donnelly	Hunt	Nash	Shoemaker
Boyce	Duffy	Jobes	Nason	Sipp
Boynton	Earl	Johnson, G. R.	Noxon	Smith, W. E.

Briggs	Farnum	Johnson, S. W.	Odell	Smith, C.
Burns	Farrell	Jones	Olin	Sweet
Cady	Felter	Joyce	Oliver	Taylor
Cartwright	Garbutt	Kneeland	O'Neil	Tremper
Childs	Geddes	Kruse	Osborne	Van Allen
Church	Hall	Lewis	Otis	Van Cott
Clarke	Harpending	Lindsay	Owen	Westfall
Clapp	Hawkins	Littlejohn	Pierson	Whiteman
Clinton	Heath	Locke, S. D.	Price	Zimmerman
Coffey	Hendricks			

Mr. Rice moved to amend said bill by substituting therefor Senate bill No. 135, entitled "An act to amend the Code of Criminal Procedure" (§§ 515 and 749).

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 86 }
 } NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dean	House	Moore	Roche
Allen	Dimmick	Howe	Murray	Rosenthal
Baker	Donnelly	Howland	Nagle	Scott
Barnes	Dreiss	Hubbell	Nash	Seeber
Becker	Earl	Hunt	Nason	Shoemaker
Binder	Ely	Jobes	Noxon	Sipp
Boyce	Farnum	Johnson, G. R.	Odell	Smith, W. E.
Boynton	Farrell	Johnson, S. W.	Olin	Sweet
Briggs	Felter	Jones	Oliver	Taylor
Cady	Garbutt	Joyce	O'Neil	Tremper
Cartwright	Geddes	Kittle	Osborne	Van Allen
Childs	Hall	Kneeland	Otis	Van Cott
Clarke	Harpending	Kruse	Owen	Walrath
Clapp	Haskell	Lindsay	Pierson	Westfall
Clinton	Hawkins	Littlejohn	Price	Whiteman
Craig	Hodges	Locke, S. D.	Priddy	Wilcox
Curtis	Horton	McCabe	Rice	Zimmerman
Darragh				

For the negative,

Brogan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for furnishing an increased supply of water for the city of Brooklyn," having been announced for a third reading,

Mr. Heath moved to strike out all after the enacting clause, and insert the following:

SECTION 1. The commissioner of the department of city works of the city of Brooklyn shall, as soon as practicable after the passage of this act, prepare a plan or plans for furnishing an increased supply to water for said city, and for the extension of the present water-works, as far as and including Massapequa pond in the county of

Queens, and the streams running into the same, and the construction of such further reservoirs, conduits, houses, pumping works, structures and other appurtenances as may be necessary for the purpose aforesaid, and shall transmit the same, together with an estimate of the probable cost and expense of the work, exclusive of real estate, to the common council of said city.

§ 2. The said common council shall act upon the plan or plans so transmitted to it, and may by resolution adopt or reject the same in whole or in part. In case of the rejection of any such plan or plans, or of any part thereof, by the said common council, the commissioner of the said department of city works shall, in like manner as aforesaid, prepare and transmit to it another plan or plans in the place thereof, and shall continue so to do until a plan or plans covering the work contemplated by this act shall be approved by the said common council.

§ 3. Whenever any such plan or plans shall be approved by the said common council, the same shall be filed in the department of city works of said city, there to remain on record, and shall be the plan or plans according to which an increased supply of water shall be furnished to said city, under this act, subject to such changes or modifications as the commissioner of the said department may from time to time recommend, and the said common council, in manner aforesaid, adopt for the more efficient carrying out of the object of this act.

§ 4. The commissioner of the said department of city works, his agents, the engineers and surveyors of his department, and such other persons as may be necessary to enable him or them to perform his or their duties under this act, are hereby authorized to enter upon any land or water within the counties of Kings and Queens, for the purpose of making surveys, examinations, and the maps required by the fifth section of this act.

§ 5. Immediately after the approval of the aforesaid plans, pursuant to the provisions of section two of this act, the chief engineer of the said department of city works shall prepare five similar maps of the sites of the reservoirs, pumping works, structures, and the appurtenances thereof by said plans contemplated to be built, and of the ponds, springs and streams thereby contemplated to be used for the purposes aforesaid, and shall lay out and number upon these maps the various parcels of real estate, on, over, or through which the same are to be constructed, and shall indicate thereon the parcels of which the fee, and the parcels over or through which the right to use and occupy the same in perpetuity is to be acquired, and when prepared shall deliver the same to the commissioner of the said department. Thereupon it shall be the duty of said commissioner to examine the said maps, and when found to be correct in accordance with said plans, to approve the same, and file one thereof in his department and deliver the remainder thereof to the corporation counsel of said city.

§ 6. The said counsel to the corporation shall cause one of said maps to be filed in the office of the register of the county of Kings,

and one thereof to be filed in the office of the clerk of each other county in which any real estate laid out on said maps shall be located, and upon the appointment of commissioners of appraisal, as hereinafter provided, he shall deliver one of said maps to such commissioners.

§ 7. After the said maps shall have been filed, as provided for in the last section, the said counsel to the corporation, for and in the name of the city of Brooklyn, shall, upon first giving the notice required in the next section of this act, apply to the Supreme Court, at any General or Special Term thereof to be held in the second judicial department, for the appointment of commissioners of appraisal. Upon such application he shall present to the court a petition verified by the commissioner of the said department of city works according to the practice of the court, setting forth the action theretofore taken under this act. Such petition shall contain a general description of all the real estate to, in, or over which any title, interest, right or easement is sought to be acquired by said city, and also the numbers of each parcel within such general description, as given on said maps, and as to each parcel a statement of what title, interest or easement is sought to be acquired therein, whether a fee or otherwise.

§ 8. The said counsel to the corporation shall give notice of his intention to make application to said court for the appointment of such commissioners of appraisal by the publication thereof in the corporation newspapers of the city of Brooklyn, and also in two, if so many there be, newspapers published in each other county in which any real estate laid out on said maps may be located. Such notice shall specify the time and place when and where the application will be made, shall briefly state the object of the application, shall contain the same description of the real estate affected and statement of title sought to be acquired as are contained in the petition, and shall be published in each issue of said newspapers (Sundays and legal holidays excepted) during the twenty days next preceding the date of the application.

§ 9. At the time and place mentioned in said notice, or at the time and place to which the same may be adjourned, the court, upon proof by affidavits to its satisfaction of the publication of the notice, according to the provisions of the preceding section, and upon filing the petition aforesaid, shall make an order appointing three disinterested and competent freeholders, one of whom shall reside in the city of Brooklyn and the other two of whom shall reside in the county or counties in which the said real estate, or a part thereof, shall be situated, as commissioners to ascertain and appraise the compensation to be made to the owners and all persons interested in the real estate laid down on said maps, and shall fix the time and place for the first meeting of the commissioners. The said court may also appoint another or others to act in the place of any one or more of such commissioners who may die, decline or neglect to serve, or who may from any cause be or become disabled or incompetent to serve.

§ 10. The said commissioners shall take and subscribe, before a justice of the Supreme Court, the oath required by the twelfth article of the Constitution, and shall file the same in the office of the clerk of the county of Kings, and shall file certified copies of said oath in the office of the clerk of any and each other county in which any of said real estate may be situated.

§ 11. On filing said oath, in the manner prescribed in the last section, the city of Brooklyn shall be and become seized in fee of all those parcels of real estate which are on the maps, prepared and filed pursuant to the provisions of this act, indicated as the parcels of which the fee is to be acquired, and may immediately, or at any time or times thereafter, take possession of the same without any suit or proceeding at law for that purpose, and the commissioner of the said department of city works, and the said city, may enter upon and use and occupy in perpetuity all the parcels of real estate, ponds, springs and streams described or indicated on said maps, for the purpose prescribed in the first section of this act, and may also enter upon any streets, roads or highways through or across which any pipes or conduits are to be laid or constructed according to the plans adopted pursuant to the provisions of this act, leaving such streets, roads and highways in the same condition as nearly as may be as they were before such entry.

§ 12. The said commissioners of appraisal shall proceed with all reasonable diligence to make the appraisal mentioned in the ninth section of this act, and for that purpose they shall have power to enter upon the premises affected, to hear the allegations and proofs of the parties interested, at such times and places as they may appoint, and to continue such hearing from time to time as they may deem proper. Any one of their number may administer an oath to the witnesses who may appear before them, and they shall make a report to the Supreme Court, signed by them, or a majority of them, of the proceedings before them, with the minutes of the testimony taken before them, if any. The said report shall contain the numbers on the map of the several parcels of real estate taken or affected, the names of the persons interested therein, so far as the same are known to the commissioners, and a statement of the sum estimated and determined by them as a just and equitable compensation to be made by the city, to the owners or persons interested in each parcel so taken or affected. When the said report is completed, the said commissioners shall file the same in the office of the clerk of the county of Kings, and shall also file a copy thereof in the office of the clerk of each county in which any part of said real estate may be situated.

§ 13. The said corporation counsel, or any person interested in the proceedings, may, after the filing of the said report, give notice that the same will be presented for confirmation to the Supreme Court, at a Special Term thereof, to be held in the second judicial department, at a time and place to be specified in the notice. The notice shall also contain a statement of the time and place of the filing of the report and of the copy or copies thereof, and shall be published

in each issue (Sundays and legal holidays excepted) of the newspapers referred to in the eighth section of this act, for at least two weeks prior to the presentation of said report for confirmation.

§ 14. At the time mentioned in said notice, or at the time to which the hearing thereunder may be adjourned, the court shall confirm the said report, and the report when confirmed shall be final and conclusive, as well upon the city of Brooklyn as upon the owners and other parties interested in said real estate, unless an appeal therefrom shall be taken as hereinafter provided.

§ 15. The city of Brooklyn, within thirty days after the confirmation of the said report, shall pay to the persons mentioned in said report in whose favor any sums of money have been awarded by the said commissioners, the sums awarded to them respectively, together with interest thereon, from the date of the filing of the oath and certified copies thereof, as by the tenth section of this act required, unless the persons entitled to such sums shall be unknown or uncertain, or absent from the State, or cannot be found, or infants, or of unsound mind; in which cases the said court may order the sums awarded to be deposited in court or in a trust company to the credit of the proceeding, and to be drawn out only upon the order of the court. And the deposit of such sums, pursuant to the order of the court, shall be a good payment thereof, and discharge the city of Brooklyn of and from all liability therefor. In case the sums awarded shall not be paid or deposited as aforesaid, within the period aforesaid, the several persons entitled thereto may bring suit against and recover the same from the said city.

§ 16. Every owner or person in any way interested in any real estate taken or entered upon and used and occupied for the purposes contemplated by this act, and any owner or person interested in real estate contiguous thereto, and which may be affected by the construction of the reservoirs, pumping works, structures and appurtenances and by the use of the ponds, springs and streams in accordance with the plans prepared and approved according to the provisions of this act, whether such contiguous real estate is shown upon said maps or not, if he intends to make claim for compensation for such entering upon, using or occupying, shall, within three years after the appointment of the commissioners of appraisal, exhibit to the said commissioners a statement of his claim, and shall thereupon, upon notice to said corporation counsel, be entitled to offer testimony and to be heard before them touching such claim, and the compensation proper to be made him, and to have a determination upon the subject made by said commissioners. Every person neglecting to present such claim within the period aforesaid shall be deemed to have surrendered his title or interest in such real estate, and his claim for damages thereto, except so far as he may be entitled as such owner or person interested to any sum of money awarded by the said commissioners for any real estate described upon said map.

§ 17. Said commissioners of appraisal may, in their discretion, take up any specified claim or claims and finally ascertain and determine the compensation to be made thereon and make a separate

report with reference thereto; such report shall, as to the claims therein specified, be the report required by this act, and the subsequent action with reference thereto shall be had in the same manner as though no other claim were embraced in said proceeding, except that the notice of the presentation of the report for confirmation may be given as hereinbefore prescribed, or it may be given by serving a copy of the same upon the person or persons interested, or upon their attorneys, if they have appeared by attorneys, or in case the notice is given by the person or persons interested in the sum or sums awarded, by serving a copy of the same upon the said corporation counsel at least eight days before the date specified in such notice.

§ 18. Within twenty days after the confirmation of the report of the commissioners as provided in the fourteenth section of this act, either party may appeal therefrom and from the appraisal of the commissioners, to the Supreme Court, by notice in writing to the other party, specifying the grounds of the appeal. Such appeal shall be heard on due notice thereof being given according to the rules and practice of the court, either at a General or Special Term thereof, as the appellant in and by his notice of appeal shall elect. On the hearing of such appeal the court may direct a new appraisal and determination of any question passed upon by the same or new commissioner. From any determination of the Special Term an appeal may be taken by either party to the General Term, and from any determination of the General Term either party may appeal to the Court of Appeals. In the case of a new appraisal the second report shall be final and conclusive on all parties and persons interested. If the amount of compensation to be made by the said city is increased by the second report the difference shall be paid by the treasurer thereof to the person entitled thereto. And if the amount of such compensation is diminished thereby, judgment for the difference in favor of said city must be rendered by the court upon the presentation of the report against the persons liable to pay the same.

§ 19. The Supremo Court in the second judicial department shall have power to amend any defect or informality in any of the proceedings authorized by this act, as may be necessary, and to cause other property to be included therein, and to direct such further notice to be given to any party in interest as it deems proper. And the said amendments may be made and defects supplied in such manner as shall be directed by said court. The said court shall also have power, upon the application to be made and in the proceedings to be taken under this act, to appoint guardians for infants and incompetent persons in the nature of guardians *ad litem*, to represent them, to make claims and to protect their interests, and to prosecute appeals, who shall be entitled to receive for their services such reasonable compensation as the court shall determine.

§ 20. The commissioner of the said department of city works may, after the appointment of the commissioners of appraisal, agree with the owners or persons interested upon the amount of the compensation to be paid to them respectively for the real estate taken, subject, however, to the approval of the common council of said city,

and upon the approval by the said common council of any such agreement the treasurer of said city shall pay the amount agreed upon to the person or persons entitled to the same.

§ 21. The term "real estate," as used in this act, shall be construed to mean and embrace all uplands, land under water, the waters of any lake, pond, spring or stream, all water rights or privileges, and any and all easements and incorporeal hereditaments, and every estate, interest and right, legal and equitable, in lands or water, including terms for years and liens thereon, by way of judgment, mortgage or otherwise, and also all claims for damages to such real estate.

§ 22. In case the plans approved in accordance with the provisions of section 2 of this act shall at any time be so amended as to include additional real estate, then the maps directed to be filed by section 6 of this act may also be amended by filing in the same offices a map showing the additional real estate included in the plans by the amendment or amendments.

§ 23. Upon the filing of the oaths of the commissioners of appraisal and copies thereof directed to be filed in and by the tenth section of this act, it shall be the duty of the commissioner of the said department of city works to proceed and do the work contemplated to be done by the plans prepared by him and approved by the said common council. All such work exceeding in amount, for any one item thereof, the sum of \$1,000 shall be done by contract, to be let in the manner hereinafter prescribed, but the same may be let in one or more contracts as to the said commissioner may seem meet and for the best interest of said city. The terms and conditions of such contracts shall be fixed in specifications to be prepared by the said commissioner, and filed in his department before proposals for the work are invited. The specifications shall require adequate security to be given for the performance of the contract. The said commissioner shall advertise in the corporation newspapers, for ten days, for proposals to perform the work in accordance with the specifications. Before so advertising he shall fix an amount to be paid to said city as liquidated damages by the bidder in case he shall fail to execute the contract within the time limited by the specifications, if it shall be awarded to him. Each proposal must be accompanied by a certified check on a solvent banking corporation in said city in the amount so fixed and drawn to the order of the comptroller thereof. The check so deposited shall be returned to the unsuccessful bidder, and the check deposited by the successful bidder shall be returned to him upon his executing the contract and furnishing the security required by the specifications. But if the bidder to whom the contract shall be awarded shall neglect or fail to execute the same within the time limited by the specifications or within the same time to furnish the security for the execution of the contract thereby required, the check deposited by him and the amount thereof shall be forfeited to said city and retained by it to its own use as liquidated damages for such neglect or failure. The said commissioner may reject any and all bids offered in pursuance of any advertisement therefor made by him, and readvertise for

new bids under the same or other specifications until a contract for the work covered by the specifications shall be actually made and entered into by him on behalf of said city.

§ 24. In order to raise money for the payment of the sums awarded or agreed to be paid for the real estate taken pursuant to the provisions of this act, and for the payment of the work done by the commissioner of the said department of city works, under the authority conferred upon him by this act, and for the payment of the amounts agreed to be paid, by and under the contracts let by him, pursuant to the provisions of this act, and for the payment of the incidental expenses attending the taking of said real estate and the performance of the work, the mayor, comptroller and clerk of the city of Brooklyn are hereby authorized to issue the water bonds of said city, to the amount of the sum so awarded and agreed to be paid for such real estate, and in addition thereto to the amount of the incidental expenses attending the taking of said real estate and the performance of the work, and in addition thereto to the amount estimated by the said commissioner, pursuant to the provisions of section 1 of this act, as the probable expense of the work payable with interest at a rate not exceeding five per cent per annum, payable semi-annually, not less than ten nor more than fifty years from the date thereof. And for the payment of the said bonds so to be issued and the interest thereon, the real estate so taken, and the surplus revenues from the said water-works are hereby pledged. And in case any further sum shall be required to pay for the work over the estimated cost thereof, the same may be raised by the issue of like bonds, providing the common council of said city shall authorize the issue thereof. No bond, issued in pursuance of the provisions of this section, shall be sold at less than par.

§ 25. The commissioners of appraisal, appointed pursuant to the provisions of this act, shall each be entitled to receive and be paid by the city of Brooklyn at the rate of \$5 per day, for each day actually and necessarily engaged in the performance of his duties.

§ 26. The real estate acquired by the city of Brooklyn, under and pursuant to the provisions of this act, shall be taxed only at the value of the adjacent lands used for agricultural purposes, exclusive of any improvements thereon, and all such improvements are hereby made exempt from taxation, except that dwelling-houses and machine and pumping works and machinery in such machine or pumping works upon such lands may be taxed in the same manner as against individuals.

§ 27. All payments made under or pursuant to the provisions of this act shall be made upon the requisition of the commissioner of the said department of city works, by a warrant drawn upon the treasurer of said city, and signed by the mayor and comptroller thereof, and countersigned by the city clerk.

§ 28. This act shall take effect immediately.

Mr. Taylor moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Heath, and it was determined in the negative.

{ AYES 38 }
{ NOES 67 }

Those who voted in the affirmative, were

Baker	Dean	Hodges	Nash	Rosenthal
Becker	Donnelly	Hubbell	Nason	Scott
Binder	Dreiss	Husted	Noxon	Shoemaker
Brogan	Duffy	Kelly	Olin	Taylor
Burns	Earl	Lindsay	Oliver	Van Allen
Butler	Farrell	Mullaney	Palmer	Van Cott
Cartwright	Hasbrouck	Murray	Roche	Zimmerman
Coffey	Heath	Nagle		

Those who voted in the negative, were

Allen	Dimmick	Howe	Locke, S. D.	Priddy
Barnes	Ely	Howland	Locke, L. R.	Rice
Boyce	Farnum	Hunt	Maher	Seeber
Boynton	Felter	Jobs	McCabe	Smith, W. E.
Briggs	Garbutt	Johnson, G. R.	McDonald	Smith, C.
Cady	Geddes	Johnson, S. W.	Miles	Sweet
Childs	Haggerty	Jones	Moore	Tremper
Church	Harpending	Joyce	Odell	Van Duzer
Clapp	Haskell	Kittle	O'Neil	Veeder
Craig	Hawkins	Kneeland	Osborne	Walrath
Curtis	Hendricks	Kruse	Otis	Westfall
Darragh	Hooley	Lewis	Pierson	Whiteman
Dayton	Horton	Littlejohn	Price	Wilcox
Dibble	House			

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 5 }

Those who voted in the affirmative, were

Allen	Donnelly	House	Maher	Priddy
Baker	Dreiss	Howe	McCabe	Rice
Barnes	Duffy	Howland	McDonald	Roche
Binder	Earl	Hubbell	Miles	Rosenthal
Boyce	Ely	Hunt	Moore	Scott
Boynton	Farnum	Husted	Mullaney	Seeber
Brogan	Farrell	Jobs	Murphy	Shoemaker
Cady	Felter	Johnson, G. R.	Nagle	Sipp
Cartwright	Garbutt	Johnson, S. W.	Nash	Smith, W. E.
Childs	Geddes	Jones	Nason	Smith, C.
Church	Haggerty	Joyce	Noxon	Sweet
Clapp	Harpending	Kittle	Odell	Tremper
Clinton	Haskell	Kneeland	Olin	Van Allen
Coffey	Hawkins	Kruse	O'Neil	Van Cott
Craig	Heath	Lewis	Osborne	Van Duzer
Curtis	Hendricks	Lindsay	Otis	Veeder
Darragh	Hodges	Littlejohn	Owen	Westfall
Dean	Hooley	Locke, S. D.	Pierson	Whiteman
Dibble	Horton	Locke, L. R.	Pratt	Zimmerman
Dimmick				

Those who voted in the negative, were

Burns	Butler	Hasbrouck	Kelly	Taylor
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Miles offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns on Friday it adjourns to meet on Monday evening at 8 o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Seeber offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 418, entitled "An act to authorize the town of Philadelphia, Jefferson county, to sell their railroad stock and pay their indebtedness."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution; and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Husted offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 47, entitled "An act to authorize union free school district No. 8 in the town of Cortlandt, in the county of Westchester, and the board of education thereof, to borrow money on its bonds to be issued for the purpose of completing the new school-house now in process of erection in said district, and furnishing the same, and to provide for the payment of said bonds," for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Husted offered, for the consideration of the House, a resolution in the words following :

Whereas, The incentive and rewards given to inventors by the Constitution of the United States and the laws of Congress passed thereunder have done more, perhaps, than any one cause to advance our whole country to the front rank in wealth, resources and industries among all nations of the world; and

Whereas, Any material change in those laws would, in the opinion of this House, seriously retard our material progress as a people; therefore be it

Resolved, That our Senators and Representatives in the United States Congress are respectfully requested to oppose the passage of any bill which would have the effect to discourage inventions, by impairing the value of patented property or of imposing any conditions on the owners of such property in prosecuting and maintaining their rights to the full value of their said property, which are not equally applicable under the laws of Congress to the rights of all property,

and the remedies provided to protect the same, for all citizens of our entire country.

Resolved, That this House heartily approves of such amendments to existing patent laws, as shall provide speedy and full punishment for all persons who appropriate the patented property of others without authority of law and manufacture and sell the same to innocent purchasers and users thereof, to the great annoyance in some cases of the user, and to the great injury of the rightful owner of such property in all cases.

Resolved, That a copy of these resolutions be forwarded to each Senator and Representative in Congress.

Debate arising thereon,

Ordered, That the same be laid upon the table.

Mr. Van Allen introduced a bill entitled "An act to regulate the grade and to fix the pay or compensation of uniformed members of the fire department who are firemen, in all cities of this State having, according to the last census, a population exceeding 800,000," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Oliver introduced a bill entitled "An act to regulate the grade and to fix the pay or compensation of uniformed members of the police force who are patrolmen, in all cities of this State having, according to the last census, a population exceeding 800,000," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

On motion of Mr. House, at 10 o'clock and 10 minutes the House adjourned.

FRIDAY, APRIL 4, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. J. B. Hubbs.

The journal of yesterday was read and approved.

Mr. Speaker called from the table the report of the sub-committee of the whole, as found in Assembly Document No. , as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 502, G. O. 554, "An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed February 17, 1848, and the amendments made thereto." [With amendments.]

No. 326, G. O. 327, "An act to authorize the Board of Claims to hear, audit and determine the claims of the State for balances due on the books of the Comptroller from certain counties."

No. 506, G. O. 458, "An act to prevent obstruction of the high-ways by snow drifting."

No. 481, G. O. 431, "An act to authorize the State Board of Claims to hear and determine certain claims against the State."

No. 504, G. O. 454, "An act to amend chapter 618 of the Laws of 1881, entitled 'An act to constitute a separate road district in that portion of Northfield lying outside of the village of Port Richmond.'"

No. 480, G. O. 430, "An act to authorize the State Board of Claims to hear and determine certain claims against the State."

No. 389, G. O. 384, "An act to prevent the supervisors of the county of Erie conveying lands in public streets." [With amendments.]

No. 212, G. O. 205, "An act to repeal chapter 120 of the Laws of 1862, entitled 'An act requiring the highway tax of the New York Central Railroad Company through the town of Mentz to be applied to the repairs of certain highways in the said town,' and the several acts amendatory thereof."

No. 472, G. O. 440, "An act in relation to stenographers in the district courts in the city of New York." [With amendments.]

No. 458, G. O. 419, "An act to supply the city of Oswego with pure and wholesome water." [With amendments.]

Senate, No. 124, G. O. 375, "An act to authorize and direct the county clerks of Dutchess and Chemung counties to record certain notices of pendency of action now on file in the county clerks' offices of Dutchess and Chemung counties, and to prepare suitable indexes to the record of notices of pendency of action in said offices." [With amendments.]

Senate, No. 27, G. O. 195, "An act to amend chapter 511 of the Laws of 1881, entitled 'An act in relation to certain public parks in the city of Albany.'"

Senate, No. 159, G. O. 464, "An act to amend section 15 of title 9 of chapter 519 of the Laws of 1870."

Senate, No. 142, G. O. 487, "An act to amend section 50, title 7, chapter 555, Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto."

Senate, No. 9, G. O. 125, "An act to amend chapter 369 of the Laws of 1881, entitled 'An act to provide for the performance of services in Supreme Court and Court of Appeals by stenographers.'"

Senate, No. 108, G. O. 320, "An act to regulate the appointment of managers for the New York State Reformatory at Elmira."

Senate, No. 57, G. O. 133, "An act to authorize and empower the commissioners of the sinking fund in the city of New York to appropriate and set apart land belonging to the said city, as locations for station-houses and for fire apparatus houses."

Senate, No. 126, G. O. 374, "An act relative to certificates of sales by sheriffs of real property."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

The Senate returned the bill entitled "An act to further amend chapter 362 of the Laws of 1880, entitled 'An act to provide for the formation of county co-operative insurance companies,'" with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the concurrent resolutions recalling from the Governor for amendment Assembly bill No. 418, entitled "An act to authorize the town of Philadelphia, Jefferson county, to sell their railroad stock and pay their indebtedness."

Also, Assembly bill No. 47, entitled "An act to authorize Union Free School District No. 8 in the town of Cortlandt, in the county of Westchester, and the board of education thereof, to borrow money on its bonds now in process of erection in said district, and furnishing the same, and to provide for the payment of said bonds," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver the same to the Governor.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Heath, Int. No. 599, entitled "An act to authorize the completion of the records of New York Volunteers of the War of the Rebellion on file in the office of the Adjutant-General of the State of New York, and for the safe-keeping thereof," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to provide for the completion of the records of New York Volunteers of the War of the Rebellion on file in the office of the Adjutant-General of the State of New York, and for the safe-keeping thereof," which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Littlejohn, from the committee on ways and means, reported in favor of the adoption of a concurrent resolution in the following words:

Whereas, Constant application is made to the Adjutant-General of the State by relatives and representatives of soldiers who served from the State of New York in the war of the Rebellion for official information concerning such soldiers and their said services; and

Whereas, The official records concerning such soldiers and services were on file in the office of the Adjutant-General of the State are very imperfect and incomplete, and can only be perfected by obtaining from the official records on file in the office of the Secretary of War of the United States, such information as is necessary for their completion; therefore,

Resolved (if the Senate concur), That the Senators and Representatives of this State in the Congress of the United States be and hereby are requested to endeavor to procure for this State, at its expense, copies of all military records relating to New York Volunteers in the War of the Rebellion on file in the office of the Secretary of War of the United States and not on file in the office of the Adjutant-General of this State; and that the Governor of the State be and hereby is respectfully requested to communicate a copy of this resolution to each Senator and Representative from this State in the Congress of the United States.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

Mr. Littlejohn, from the committee on ways and means, to which was recommitted the bill introduced by the committee on ways and means, Int. No. 910, entitled "An act to provide revenue for the State by a tax on savings banks and institutions for savings," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Littlejohn, Int. No. 980, entitled "An act in relation to certified copies of documents in the office of the board of railroad commissioners, the fees to be charged therefor,

and providing for a seal for the use of the board," reported in favor of the passage of the same, with an amendment, which report was agreed to and said bill committed to the committee of the whole.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Forsyth, Int. No. 959, entitled "An act making an appropriation for heating, lighting, ventilating and furnishing the new Normal School Building in Albany and for putting in order and fencing the grounds of the same," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Husted, Int. No. 971, entitled "An act to amend chapter 117 of the Laws of 1833, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Noxon, Int. No. 1003, entitled "An act to amend an act entitled 'An act to provide for the disposal and removal of sewage discharge from the village sewer running through and from the village of Saratoga Springs and to raise money by taxation for that purpose,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. S. D. Locke, Int. No. 791, entitled "An act to repeal section 2 of chapter 8 of the Laws of 1816, passed February 14, entitled 'An act to confirm the sale of certain common lands made by the trustees of the village of Lansingburgh,' and to provide for the fund therein mentioned," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to revise, amend and consolidate the laws in relation to the village of Norwich, in the county of Chenango, being chapter 171 of the Laws of 1857,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

The bill entitled "An act for the better security of mechanics, laborers and others who perform labor or furnish materials for building and other improvements on lands in the cities of this State, and in Kings and Queens counties," having been announced for a third reading,

Mr. Hubbell moved that said bill be laid aside for the day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Locke, S. D.	Rice
Allen	Dean	Hooley	Locke, L. R.	Roche
Bailey	Dibble	Horton	Maher	Scott
Barnes	Dimmick	Howland	Moore	Shoemaker
Boyce	Dreiss	Hubbell	Mullaney	Sipp
Boynton	Duffy	Husted	Murray	Smith, W. E.
Briggs	Earl	Jackson	Nash	Sweet
Brogan	Ely	Jobs	Noxon	Taylor
Brown, C. W.	Farnum	Johnson, G. R.	Odell	Tremper
Burns	Farrell	Johnson, S. W.	O'Neil	Van Allen
Butler	Felter	Jones	Osborne	Van Cott
Cartwright	Garbutt	Joyce	Otis	Van Duzer
Church	Geddes	Kelly	Owen	Veeder
Clapp	Hall	Kneeland	Palmer	Walrath
Clinton	Harpending	Lewis	Pierson	Westfall
Coffey	Hawkins	Lindsay	Pratt	Whiteman
Craig	Heath	Littlejohn	Priddy	Zimmerman

For the negative,
Hasbrouck

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jones offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill No. 613, entitled "An act in relation to the State dam across the Seneca river," be committed to the committee on canals for a hearing, retaining its place on the order of third reading of bills.

Mr. Boynton moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Jones, and it was determined in the affirmative.

{ AYES 49 }
{ NOES 39 }

Those who voted in the affirmative, were

Ackroyd	Forsyth	Howland	Littlejohn	Rice
Allen	Garbutt	Hubbell	Locke, S. D.	Seeber
Bailey	Hasbrouck	Hunt	Nash	Shoemaker
Boyce	Hawkins	Husted	Noxon	Sweet
Church	Heath	Johnson, S. W.	Oliver	Taylor
Clapp	Hendricks	Jones	O'Neil	Tremper
Clinton	Higgins	Kelly	Otis	Van Allen
Dimmick	Hodges	Kent	Pierson	Westfall
Dreiss	Horton	Kneeland	Priest	Zimmerman
Farnum	House	Lewis	Priddy	

Those who voted in the negative, were

Baker	Craig	Hooley	Nagle	Scott
Barnes	Darragh	Jackson	Odell	Sipp
Boynton	Dean	Jobs	Osborne	Smith, C.
Brogan	Donnelly	Lindsay	Owen	Van Cott
Brown, C. W.	Duffy	Moore	Palmer	Van Duzer
Burns	Felter	Mullaney	Pratt	Veeder
Butler	Hall	Murphy	Roche	Whiteman
Coffey	Harpending	Murray	Rosenthal	

The bill entitled "An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hendricks	Lindsay	Pratt
Allen	Craig	Hodges	Locke, S. D.	Priddy
Bailey	Darragh	Hooley	Moore	Rice
Baker	Dean	Horton	Mullaney	Roche
Barnes	Dimmick	House	Murphy	Scott
Boyce	Duffy	Howland	Murray	Shoemaker
Boynton	Ely	Hubbell	Nagle	Sipp
Briggs	Farnum	Hunt	Nash	Smith, W. E.
Brogan	Felter	Husted	Noxon	Taylor
Brown, C. W.	Forsyth	Jackson	Odell	Tremper
Burns	Garbutt	Jobes	Oliver	Van Allen
Butler	Geddes	Johnson, S. W.	Osborne	Van Cott
Cartwright	Hall	Kelly	Otis	Westfall
Church	Harpending	Kent	Owen	Whiteman
Clapp	Hawkins	Kneeland	Pierson	Zimmerman
Clinton	Heath	Lewis		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" having been announced for a third reading,

Mr. Van Cott moved to amend as follows:

In section 19, lines 17 and 18, strike out the words "may in its discretion, by unanimous vote," and insert in lieu thereof the words "is hereby required to."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hendricks	Locke, S. D.	Price
Bailey	Dibble	Hodges	Miles	Roche
Baker	Donnelly	Hooley	Mullaney	Rosenthal
Barnes	Duffy	Horton	Murphy	Scott
Boyce	Ely	House	Murray	Seeber
Boynton	Farnum	Howe	Nash	Shoemaker
Brogan	Farrell	Howland	Noxon	Smith, W. E.

Brown, C. W.	Felter	Hubbell	Odell	Smith, C.
Cartwright	Forsyth	Husted	Oliver	Sweet
Church	Garbutt	Jackson	O'Neil	Tremper
Clarke	Geddes	Johnson, S. W.	Osborne	Van Allen
Clapp	Hall	Jones	Otis	Van Cott
Clinton	Harpending	Kelly	Owen	Van Duzer
Coffey	Hasbrouck	Kent	Palmer	Westfall
Craig	Hawkins	Kneeland	Pratt	Zimmerman
Curtis	Heath	Lewis		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 269 of the Laws of 1879, entitled 'An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1879, and to provide for a contingent deficiency in the revenues for the calendar year 1879, and making further appropriations out of any unexpended moneys in the treasury to the credit of the fund for extraordinary repairs,' " was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	Hendricks	Littlejohn	Scott
Bailey	Donnelly	Hodges	Locke, S. D.	Seeber
Baker	Duffy	Horton	Moore	Shoemaker
Barnes	Earl	House	Murphy	Sipp
Boyce	Ely	Howe	Nash	Smith, W. E.
Boynton	Farnum	Howland	Noxon	Sweet
Briggs	Farrell	Hubbell	Odell	Taylor
Brown, C. W.	Felter	Hunt	Oliver	Tremper
Cartwright	Forsyth	Husted	O'Neil	Van Allen
Church	Garbutt	Jackson	Osborne	Van Cott
Clarke	Geddes	Jobes	Otis	Van Duzer
Clapp	Hall	Johnson, S. W.	Owen	Veeder
Clinton	Harpending	Kelly	Pierson	Walrath
Craig	Hasbrouck	Kent	Pratt	Westfall
Dean	Hawkins	Kneeland	Price	Zimmerman
Dibble	Heath	Lindsay	Priddy	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. O'Neil offered, for the consideration of the House, a resolution in the words following :

Resolved, That the standing order of this House providing for sessions of this House on Tuesday and Wednesday evenings, and on Saturday and Monday at the regular hours be rescinded, and that after this date the House hold sessions on Tuesday and Wednesday afternoons from four to six o'clock.

Mr. Scott moved to amend said resolution so as to provide for afternoon sessions on Tuesday and Thursday, and evening sessions on Monday and Wednesday.

Mr. Van Allen moved to further amend so that sessions be held on Saturday of each week from ten to two o'clock.

Mr. Hunt moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Scott, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Allen, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

Mr. Dean moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to amend section 1 of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes,' as subsequently modified and amended," having been announced for a third reading,

Mr. Brogan moved to amend as follows :

In section 1, line 19, after the word "may," insert the words "with the consent of the authorities of any such city, village or town."

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Brogan, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 13 }

Those who voted in the affirmative, were

Bailey	Garbutt	Jackson	Miles	Scott
Baker	Geddes	Jobes	Moore	Secber
Boyce	Hall	Johnson, G. R.	Mullaney	Shoemaker
Boynton	Harpending	Johnson, S. W.	Murphy	Sipp
Briggs	Hasbrouck	Jones	Nash	Smith, W. E.
Brown, C. W.	Hawkins	Joyce	Noxon	Sweet
Cartwright	Heath	Kelly	Odell	Taylor
Church	Hodges	Kent	O'Neil	Tremper
Clapp	Horton	Kneeland	Otis	Van Allen
Clinton	House	Lewis	Owen	Van Cott
Dibble	Howe	Lindsay	Pierson	Van Duzer
Dimmick	Howland	Littlejohn	Pratt	Veeder
Donnelly	Hubbell	Locke, S. D.	Price	Walrath
Ely	Hunt	Locke, L. R.	Rice	Zimmerman
Farnum	Husted	Maher	Rosenthal	Speaker

Those who voted in the negative, were

Brogan	Dayton	Farrell	Nagle	Osborne
Burns	Dreiss	Haggerty	Oliver	Whiteman
Coffey	Earl	Murray		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hubbell offered, for the consideration of the House, a resolution in the words following:

Resolved, That the order of third reading of bills be laid aside and that the balance of this morning's session be devoted solely to the introduction of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Forsyth introduced a bill entitled "An act authorizing the Superintendent of Public Works to purchase certain real estate in the city of Cohoes for the use of the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Maher introduced a bill entitled "An act to amend section 3 of title 10 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Maher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Van Duzer introduced a bill entitled "An act in relation to the fees of county clerks," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Clinton introduced a bill entitled "An act to protect the canals of the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Hunt introduced a bill entitled "An act to amend chapter 474 of the Laws of 1866, entitled 'An act to incorporate Watertown River Park Association,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Kelly introduced a bill entitled "An act relating to the discharge of the duties of the surrogate of the county of Kings, in case of a vacancy in the office, or the disqualification or disability of the surrogate," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Farrell introduced a bill entitled "An act to amend chapter 175 of the Laws of 1883, entitled 'An act to provide for the incorporation and regulation of co-operative or assessment life and casualty insurance associations and societies,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

Mr. Hubbell (by request) introduced a bill entitled "An act to amend section 2829 of the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. House introduced a bill entitled "An act to extend the powers of the department of health of the city of New York, and to prevent

the sale and consumption of impure, unhealthy and tainted fresh meats or beef," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Duffy introduced a bill entitled "An act for the protection of the traveling public on the railway cars of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Ackroyd introduced a bill entitled "An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Hendricks introduced a bill entitled "An act to authorize the village of Danforth to contract with the Syracuse Water Company for a supply of water for the extinguishment of fires, and for other public purposes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hendricks, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. S. D. Locke introduced a bill entitled "An act to amend chapter 432 of the Laws of 1883, entitled 'An act to provide the village of Lausingsburgh, in the county of Rensselaer, with a supply of pure and wholesome water, and with proper drainage,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. S. D. Locke, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Whiteman introduced a bill entitled "An act to correct the boundary line of the village of Hammondsport in the county of Steuben," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. G. R. Johnson introduced a bill entitled "An act to repeal section 14 of chapter 56 of the Laws of 1880, entitled 'An act to promote honest elections,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Husted moved to take from the table the adverse report of the committee on the judiciary on Assembly bill No. 936 as follows:

Mr. House, from the committee on the judiciary, to which was referred the Assembly bill introduced by Mr. Allen, Int. No. 936, entitled "An act to amend section 661 of the Code of Criminal Procedure," reported adversely thereto.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved to disagree with the adverse report of the committee, and that said bill be recommitted to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Cartwright, from the committee on public health, to which was referred the Senate bill entitled "An act to amend chapter 324 of the Laws of 1880, entitled 'An act for the preservation of the public health, and the acts amendatory thereof,'" reported in favor of the

passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hall offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That there be printed, for the use of the members of this Legislature, 2,000 copies of the First Annual Report of the State Entomologist upon insects injurious to agriculture.

Ordered, That said resolution be referred to the committee on public printing.

The Senate returned the bill entitled "An act to amend chapter 200 of the Laws of 1873, entitled 'An act to amend the charter of the village of Addison, in the county of Steuben.'"

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Hubbell, at 12 o'clock and 40 minutes, the House adjourned.

MONDAY, APRIL 7, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Morrow.

The journal of Friday, April 4, was read and approved.

The Senate returned the Senate bill entitled "An act to exempt the town of Salina, Onondaga county, from certain provisions of chapter 576 of the Laws of 1880, entitled 'An act to ascertain by proper proofs the citizens who shall be entitled to the right of suffrage in cities of 16,000 inhabitants or upwards, and the towns and villages abutting against the boundary of any such cities,' " with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate sent for concurrence the bills entitled as follows:

"An act in relation to telegraph and electric light companies in cities of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to regulate the sale of lands for unpaid taxes in the town of Newtown, Queens county, and to fix the fees and expenses thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to amend chapter 595 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy, passed April 12, 1816, and the several acts amendatory thereof, and also to amend other act relating to the city of Troy,' and supplemental thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Clinton offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 169, entitled "An act to regulate the practice of pharmacy,

the licensing of persons to carry on such practice, and the sale of poisons in the county of Erie," for the purposes of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Scott offered, for the consideration of the House, a resolution in the words following :

Whereas, The Legislature of this State, on January 25th, passed the following joint resolution :

"*Resolved* (if the Assembly concur), That there be printed and bound in cloth, within thirty days of the passage of this resolution, 3,000 copies of the Report of the Railroad Commissioners for the year ending September 30, 1883, for the railroad corporations of the State, and for said board ; also, twenty-five copies of said report for each Senator and Member of Assembly of the present Legislature, and one copy of said report to each reporter of the Senate and Assembly, the whole expense therefor to be ten cents per page per hundred copies, including binding, to be refunded to the treasury of the State by an equitable assessment by the Comptroller upon the several railroad companies of this State ;" and

Whereas, Seventy-three days have elapsed since the passage of the above resolution, and the reports have not been delivered as directed ; therefore, be it

Resolved, That the Clerk of this House address a communication to the State printer demanding to know why the order of the Legislature has not been complied with, and to report the answer thereto, as well as a statement as to when such reports will be delivered, at the next session of this body.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to enable the North Afton Rural Cemetery Association of Afton, Chenango county, to acquire control of the old burying ground in North Afton," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hendricks	Littlejohn	Pratt
Allen	Dimmick	Higgins	Locke, S. D.	Price
Baker	Donnelly	Hodges	Locke, L. R.	Priddy
Barnes	Duffy	Hooley	McCabe	Rice
Boyce	Earl	Horton	Miles	Roosevelt
Boynton	Ely	House	Moore	Rosenthal
Brogan	Farnum	Howe	Mullaney	Seeber
Brown, C. W.	Farrell	Howland	Murphy	Shoemaker
Brown, J. H.	Felter	Hubbell	Nagle	Smith, C.
Burns	Forsyth	Husted	Nash	Taylor
Cady	Garbutt	Jackson	Noxon	Van Allen
Cartwright	Geddes	Jobs	Odell	Van Cott

Church	Harpending	Joyce	Olin	Westfall
Clinton	Hasbrouck	Kelly	Oliver	Whiteman
Coffey	Haskell	Kent	Osborne	Wilcox
Curtis	Hawkins	Kittle	Owen	Zimmerman
Dayton	Heath	Lindsay	Pierson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' passed July 1, 1882," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 10 }

Those who voted in the affirmative, were

Ackroyd	Ely	House	Murphy	Rosenthal
Baker	Farnum	Howland	Murray	Scott
Barnes	Farrell	Hubbell	Nagle	Seeber
Boyce	Felter	Husted	Nash	Shoemaker
Brogan	Forsyth	Jobes	Nelson	Smith, W. E.
Brown, C. W.	Garbutt	Johnson, S. W.	Noxon	Smith, C.
Burns	Geddes	Joyce	Odell	Sweet
Cady	Harpending	Kittle	Olin	Taylor
Cartwright	Hasbrouck	Lindsay	Oliver	Tremper
Coffey	Haskell	Littlejohn	Osborne	Van Cott
Curtis	Heath	Locke, L. R.	Owen	Veeder
Dibble	Hendricks	McCabe	Pierson	Westfall
Donnelly	Hodges	Miles	Pratt	Whiteman
Duffy	Hooley	Moore	Rice	Wilcox
Earl	Horton	Mullaney	Roche	

Those who voted in the negative, were

Boynton	Dayton	Kelly	Lewis	Van Allen
Brown, J. H.	Howe	Kneeland	Roosevelt	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the opening, extending or widening streets and avenues in the village of Edgewater through the lands of the people of the State of New York, in said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	House	Mullaney	Roosevelt
Allen	Donnelly	Howland	Murphy	Rosenthal
Barnes	Duffy	Hubbell	Murray	Scott
Boyce	Earl	Husted	Nagle	Seeber

Boynton	Erwin	Jackson	Nash	Shoemaker
Brogan	Farnum	Jobes	Nelson	Smith, W. E.
Brown, C. W.	Felter	Johnson, S. W.	Noxon	Smith, C.
Brown, J. H.	Forsyth	Joyce	Odell	Sweet
Burns	Garbutt	Kelly	Olin	Taylor
Butler	Geddes	Kent	Oliver	Tremper
Cady	Harpending	Kittle	Osborne	Van Cott
Cartwright	Haskell	Kneeland	Owen	Van Duzer
Church	Hawkins	Lindsay	Pierson	Veeder
Clinton	Heath	Locke, S. D.	Pratt	Walrath
Coffey	Hendricks	Locke, L. R.	Price	Westfall
Curtis	Hodges	McCabe	Priddy	Whiteman
Dayton	Hooley	Miles	Rice	Wilcox
Dibble	Horton	Moore	Roche	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 692 of the Laws of 1870, entitled 'An act to establish and maintain a police force in the city of Cohoes,' as amended by chapter 269 of the Laws of 1873, and as further amended by chapter 482 of the Laws of 1879," having been announced for a third reading,

Mr. Forsyth moved to amend as follows:

In section 1, line 11, engrossed bill, after the word "salary," insert the words "not to exceed."

Same section, line 12, after the word "sergeant," insert the words "not to exceed."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Earl	House	Locke, L. R.	Rosenthal
Allen	Ely	Howe	McCabe	Scott
Baker	Erwin	Howland	Miles	Seeber
Barnes	Farnum	Hubbell	Moore	Shoemaker
Boyce	Forsyth	Jackson	Murray	Smith, W. E.
Boynton	Garbutt	Jobes	Nagle	Smith, C.
Brogan	Geddes	Johnson, G. R.	Nash	Sweet
Brown, C. W.	Haggerty	Johnson, S. W.	Nelson	Taylor
Brown, J. H.	Harpending	Jones	Noxon	Tremper
Cady	Hasbrouck	Joyce	Odell	Van Allen
Cartwright	Haskell	Kent	Olin	Van Cott
Coffey	Heath	Kittle	Osborne	Van Duzer
Curtis	Hendricks	Kneeland	Owen	Veeder
Dayton	Higgins	Lewis	Pratt	Westfall
Dibble	Hodges	Lindsay	Price	Whiteman
Dimmick	Hooley	Littlejohn	Priddy	Wilcox
Duffy	Horton	Locke, S. D.	Rice	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 290 of the Laws of 1881, entitled 'An act for the preservation of the public peace, the protection of private property, and the maintenance of law and good order in the first collection district of the town of Watervliet, in Albany county,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Duffy	Howland	McCabe	Rosenthal
Allen	Earl	Hubbell	Miles	Scott
Baker	Ely	Husted	Murray	Shoemaker
Barnes	Erwin	Jackson	Nagle	Smith, W. E.
Boyce	Farnum	Jobs	Nash	Smith, C.
Boynton	Felter	Johnson, G. R.	Nelson	Taylor
Brogan	Forsyth	Johnson, S. W.	Noxon	Tremper
Brown, C. W.	Garbutt	Joyce	Odell	Van Allen
Brown, J. H.	Geddes	Kelly	Osborne	Van Cott
Burns	Haggerty	Kent	Owen	Van Duzer
Butler	Harpending	Kittle	Pierson	Veeder
Cady	Hendricks	Kneeland	Pratt	Walrath
Cartwright	Hodges	Lewis	Price	Westfall
Coffey	Hooley	Lindsay	Priddy	Whiteman
Dayton	Horton	Littlejohn	Rice	Wilcox
Dibble	House	Locke, S. D.	Roosevelt	Zimmerman
Dimmick	Howe	Locke, L. R.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the votes, resolutions and acts of the annual town meeting held in and for the town of Homer, Cortland county, on the 19th day of February, 1884," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Duffy	Howe	Moore	Seeber
Allen	Earl	Howland	Murphy	Shoemaker
Baker	Erwin	Jackson	Murray	Smith, W. E.
Barnes	Farnum	Johnson, G. R.	Nagle	Sweet
Boynton	Farrell	Johnson, S. W.	Nash	Taylor
Brogan	Felter	Jones	Noxon	Tremper
Brown, J. H.	Forsyth	Joyce	Odell	Van Allen
Butler	Garbutt	Kelly	Osborne	Van Cott
Cady	Geddes	Kent	Owen	Van Duzer
Cartwright	Haggerty	Kittle	Pierson	Veeder
Clinton	Harpending	Kneeland	Pratt	Walrath
Coffey	Hawkins	Lewis	Price	Westfall

Curtis	Hendricks	Lindsay	Priddy	Whiteman
Dibble	Hodges	Littlejohn	Roosevelt	Wilcox
Dimmick	Hooley	Locke, S. D.	Rosenthal	Zimmerman
Donnelly	Horton	Miles	Scott	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution that a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 169, entitled "An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the county of Erie," for the purpose of amendment, with a message that they have concurred in the passage of the same, without amendment.

Ordered, That the Clerk deliver said resolution to the Governor.

The bill entitled "An act to amend chapter 355 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Murphy	Seeber
Allen	Dimmick	Hubbell	Murray	Shoemaker
Bailey	Duffy	Husted	Nagle	Smith, W. E.
Barnes	Erwin	Jackson	Nash	Smith, C.
Boyce	Farnum	Jobes	Nelson	Sweet
Boynton	Felter	Johnson, S. W.	Noxon	Taylor
Brogan	Forsyth	Joyce	Odell	Tremper
Brown, C. W.	Garbutt	Kelly	Osborne	Van Allen
Brown, J. H.	Geddes	Kent	Pierson	Van Cott
Burns	Haggerty	Kittle	Pratt	Van Duzer
Butler	Hasbrouck	Kneeland	Price	Veeder
Cady	Hawkins	Lewis	Roche	Westfall
Cartwright	Hendricks	Locke, S. D.	Roosevelt	Whiteman
Clinton	Hodges	Locke, L. R.	Rosenthal	Wilcox
Coffey	Horton	McCabe	Scott	Zimmerman
Curtis	House	Miles		

Those who voted in the negative, were

Harpending Johnson, G. R.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 7, 1884. }

To the Assembly :

I return, without my approval, Assembly bill No. 262, entitled "An act to incorporate the city of Amsterdam."

This bill was first presented to me for my official action on the 20th day of March last. A very slight examination developed the fact

that it contained various provisions which were objectionable, while the usual number of errors were apparent in its construction. At my suggestion the bill was recalled by the Legislature for amendment and correction. Certain alterations having been made the measure is again before me.

It still contains provisions which I cannot approve. By section 90 the city is authorized to appropriate the land necessary to make, lay out or open streets and other improvements. It is provided that notice of the determination to take such lands shall be given to the owners thereof by publishing the same in two newspapers, once in each week for two weeks, in which shall be specified a day on or before which such owners may file their claims for damages by reason of the taking of such lands. It is further provided that in case no claim shall be so filed, the owners of the land to be appropriated shall be deemed to have waived all claims to damages, and to have consented and agreed to such improvement. I am of the opinion that these provisions do not answer the requirement of the Constitution to the effect that private property shall not be taken for public use without just compensation, and if this were not so, I am entirely convinced that the plan proposed in this charter for the appropriation of land belonging to the citizen does not sufficiently protect private rights. Section 95 provides that in case the whole of any land subject to any lease or agreement shall be taken for such improvement, the lease or agreement shall upon the confirmation of the assessment for such improvement cease, determine and be absolutely void; but that in case a part only of such land shall be taken, the county judge of Montgomery county may, on application in writing of either or any of the parties interested in such lease or agreement, appoint three disinterested freeholders to determine the rents, payments and conditions which shall be thereafter paid and performed under such lease or agreement in respect to the residue of such real estate; and the report of the freeholders, or any two of them, on being confirmed by the court, shall be binding and conclusive on all persons interested in such real estate.

It is hardly necessary to point out the injustice that would be likely to result from the opportunity given by one party to a contract without any notice to the other to have men appointed to make a new contract, binding and conclusive on all persons to be affected thereby. It seems to me to be in direct and flagrant violation of principle and right.

Section 96 contains provisions relating to assessment for improvements which are of doubtful expediency, and which certainly appear to be much confused and entirely inconsistent with each other.

Section 104 of title 10 attempts to provide for the expense of maintaining a bridge between the town of Amsterdam and the town of Florida. In one part of the section it declares that the expense shall be borne by the proposed city and the town of Florida in the ratio which the assessed valuation of the city property bears to that of the town; but an amendment has been added to the section, which, if it means any thing, establishes an entirely different standard by which the expense of maintenance shall be apportioned between the said city and town.

Section 123 permits "the mayor, recorder and aldermen, and each and every of them, and the constable and policemen," at any and

all times, to arrest or cause to be arrested, with or without process, all vagrant or disorderly persons, or any person who may be found by them committing any crime, misdemeanor, or breach of the peace; and it gives them power while in pursuit or search of any such person to enter, or cause to be entered, with or without process any building or place in said city.

This section, if allowed to become operative, would permit practices dangerous to the liberty of the citizen and subversive of his most valuable rights. There are other serious imperfections in this charter which will not be here specifically noticed. Since it was first presented to me the village of Amsterdam has elected officers for the ensuing year, and I have no doubt the residents of the village, who do not appear to be unanimously in favor of the proposed change, will do quite well if they are obliged to live another year under a village government. It is well for the people living in villages, who are ambitious to have a city charter, to understand that the enjoyment of urban residence necessarily entails a great increase of expense and taxation. This being the case, it would be proper, it seems to me, if such a change could not be made without a formal expression of the people on the subject. In any event the matter should be fully and freely discussed, and if a city charter is to be allowed it should be prepared with the greatest care and deliberation, and solely in the interest of those to be governed thereby.

GROVER CLEVELAND.

Mr. Walrath moved that said bill and accompanying message be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to authorize the supervisor of the town of Denmark, Lewis county, to convey certain land," having been announced for a third reading,

Mr. Allen moved to amend as follows:

In section 1, line 2, after the word "authorized," strike out the words "by the consent of the said town of Denmark expressed in town meeting."

In line 3, after the word "ground," strike out the word "in," and insert in place thereof the word "near."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Horton	Nash	Smith, W. E.
Allen	Dean	House	Noxon	Smith, C.
Barnes	Dibble	Howland	Odell	Sweet
Binder	Dimmick	Hubbell	Oliver	Taylor
Boyce	Donnelly	Jackson	Osborne	Tremper
Boynton	Duffy	Jobes	Owen	Van Allen

Brogan	Earl	Johnson, G. R.	Pierson	Van Cott
Brown, C. W.	Erwin	Johnson, S. W.	Pratt	Van Duzer
Brown, J. H.	Farnum	Jones	Price	Veeder
Burns	Felter	Kelly	Priddy	Walrath
Butler	Garbutt	Kent	Roche	Welch
Cady	Haggerty	Lindsay	Rosenthal	Westfall
Cartwright	Harpending	Littlejohn	Scott	Whiteman
Clinton	Hawkins	McCabe	Seeber	Wilcox
Coffey	Higgins	Murray	Shoemaker	Zimmerman
Curtis	Hodges	Nagle		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 766 of the Laws of 1870, entitled 'An act to improve and keep in repair the highway from Wilmington to North Elba, in the county of Essex,' and to repeal chapter 732 of the Laws of 1871, entitled 'An act to amend section 3 of chapter 766 of the Laws of 1870, entitled An act to improve and keep in repair the highway from Wilmington to North Elba, in the county of Essex,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howland	Miles	Seeber
Allen	Donnelly	Hubbell	Moore	Shoemaker
Barnes	Duffy	Husted	Murray	Smith, W. E.
Boyce	Ely	Jackson	Nelson	Smith, C.
Boynton	Erwin	Jobes	Noxon	Sweet
Brogan	Farnum	Johnson, G. R.	Odell	Taylor
Brown, C. W.	Felter	Johnson, S. W.	Oliver	Tremper
Brown, J. H.	Garbutt	Jones	Osborne	Van Allen
Burns	Haggerty	Kelly	Owen	Van Cott
Butler	Harpending	Kent	Pierson	Van Duzer
Cady	Hasbrouck	Kittle	Pratt	Veeder
Cartwright	Hawkins	Kneeland	Price	Walrath
Clinton	Heath	Lindsay	Priddy	Westfall
Coffey	Hendricks	Littlejohn	Roche	Whiteman
Curtis	Hodges	Locke, S. D.	Rosenthal	Wilcox
Dayton	Horton	Locke, L. R.	Scott	Zimmerman
Dibble	House	McCabe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 178 of the Laws of 1883, and to provide for additional protection against fire in the village of Saratoga Springs," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howland	Mullaney	Scott
Allen	Donnelly	Hubbell	Murphy	Seeber
Baker	Duffy	Husted	Murray	Shoemaker
Barnes	Erwin	Jackson	Nagle	Smith, W. E.
Boyce	Farnum	Jobs	Nash	Smith, C.
Boynton	Farrell	Johnson, G. R.	Noxon	Sweet
Brogan	Felter	Jones	Odell	Taylor
Brown, C. W.	Forsyth	Joyce	Oliver	Tremper
Brown, J. H.	Garbutt	Kelly	Osborne	Van Allen
Burns	Geddes	Kittle	Owen	Van Cott
Butler	Haggerty	Kneeland	Pierson	Van Duzer
Cady	Harpending	Lewis	Pratt	Veeder
Cartwright	Hawkins	Lindsay	Price	Walrath
Clinton	Heath	Littlejohn	Priddy	Westfall
Coffey	Hodges	Locke, L. R.	Roche	Whiteman
Curtis	House	Miles	Roosevelt	Wilcox
Dayton	Howe	Moore	Rosenthal	Zimmerman
Dibble				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the Keeseville and Port Kent Plankroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	House	Miles	Scott
Allen	Dimmick	Howland	Mullaney	Seeber
Baker	Duffy	Hubbell	Murray	Shoemaker
Barnes	Ely	Husted	Nagle	Smith, W. E.
Boyce	Erwin	Jackson	Nash	Smith, C.
Boynton	Farnum	Johnson, G. R.	Noxon	Sweet
Brogan	Farrell	Jones	Odell	Taylor
Brown, C. W.	Felter	Joyce	Olin	Tremper
Brown, J. H.	Forsyth	Kelly	Osborne	Van Allen
Burns	Garbutt	Kittle	Owen	Van Cott
Butler	Geddes	Kneeland	Pierson	Van Duzer
Cady	Haggerty	Lewis	Pratt	Veeder
Cartwright	Hawkins	Lindsay	Price	Walrath
Clarke	Higgins	Littlejohn	Priddy	Westfall
Clinton	Hodges	Locke, L. R.	Roche	Whiteman
Coffey	Horton	McCabe	Rosenthal	Zimmerman
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize and enable the county of Kings, for the care, custody and relief of its poor and insane, to purchase, erect and maintain, outside the limits of said county, a farm and buildings and to issue bonds to meet the expense thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Earl	Howland	McCabe	Scott
Baker	Farnum	Hubbell	Miles	Seeber
Barnes	Farrell	Husted	Mullaney	Shoemaker
Boyce	Felter	Jackson	Murphy	Smith, C.
Boynton	Garbutt	Johnson, G. R.	Murray	Sweet
Brogan	Haggerty	Johnson, S. W.	Nash	Taylor
Brown, C. W.	Harpending	Jones	Noxon	Tremper
Burns	Haskell	Joyce	Odell	Van Allen
Butler	Hawkins	Kelly	Olin	Van Cott
Cady	Heath	Kent	Oliver	Van Duzer
Cartwright	Hendricks	Kneeland	Osborne	Veeder
Church	Higgins	Lewis	Owen	Walrath
Clarke	Hodges	Lindsay	Pierson	Westfall
Clinton	Hooley	Littlejohn	Pratt	Whiteman
Dayton	Horton	Locke, S. D.	Price	Wilcox
Dibble	House	Locke, L. R.	Priddy	Zimmerman
Dimmick	Howe			

Those who voted in the negative, were

Brown, J. H. Coffey Nagle

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 7, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, I return herewith, for amendment, Assembly bill No. 169, entitled "An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice and the sale of poisons in the county of Erie."

GROVER CLEVELAND.

Mr. Clinton moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Horton	Locke, S. D.	Roche
Baker	Duffy	Howland	Locke, L. R.	Roosevelt
Barnes	Earl	Hubbell	McCabe	Seeber

Brogan	Erwin	Husted	Miles	Shoemaker
Brown, C. W.	Farhum	Jackson	Murray	Smith, C.
Brown, J. H.	Farrell	Jobes	Nagle	Sweet
Burns	Felter	Johnson, G. R.	Nash	Taylor
Cady	Forsyth	Johnson, S. W.	Noxon	Tremper
Cartwright	Haggerty	Jones	Odell	Van Allen
Church	Harpending	Joyce	Oliver	Van Cott
Clarke	Hawkins	Kelly	Osborne	Van Duzer
Clinton	Heath	Kent	Owen	Veeder
Coffey	Hendricks	Kneeland	Pierson	Walrath
Curtis	Higgins	Lewis	Pratt	Westfall
Dayton	Hodges	Lindsay	Price	Whiteman
Dibble	Hooley	Littlejohn	Rice	Zimmerman
Dimmick				

Mr. Clinton moved to amend said bills as follows :

In section 5, line 3, strike out the words "this State," and insert in lieu thereof the words "Erie county."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Husted	Moore	Rosenthal
Barnes	Donnelly	Jackson	Murphy	Scott
Boyce	Earl	Johnson, G. R.	Murray	Seeber
Boynton	Ely	Jones	Nash	Shoemaker
Brogan	Erwin	Joyce	Noxon	Sweet
Brown, J. H.	Farnum	Kelly	Odell	Taylor
Burns	Felter	Kent	Olin	Tremper
Butler	Garbutt	Kneeland	Oliver	Van Allen
Cady	Hawkins	Lewis	Osborne	Van Cott
Cartwright	Heath	Lindsay	Owen	Van Duzer
Clarke	Hendricks	Littlejohn	Pierson	Veeder
Clinton	Hodges	Locke, S. D.	Pratt	Walrath
Coffey	Hooley	Locke, L. R.	Price	Westfall
Curtis	Horton	Maher	Priddy	Whiteman
Dayton	Howland	McCabe	Rice	Wilcox
Dibble	Hubbell	Miles	Roosevelt	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill entitled "An act to regulate the commitment and discharge of certain prisoners, tramps and vagrants in Albany county, and to prescribe the effect thereof, to provide for the support of the prisoners in the jail in the city of Albany, and to fix the duties and compensation of the sheriff of said county, and of certain employees in the jail in said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howe	McCabe	Rice
Baker	Dimmick	Howland	Miles	Roche
Barnes	Donnelly	Hubbell	Murphy	Rosenthal
Boyce	Duffy	Husted	Murray	Scott
Boynton	Earl	Jobes	Nagle	Shoemaker
Brogan	Erwin	Johnson, G. R.	Nash	Sweet
Brown, J. H.	Farnum	Johnson, S. W.	Noxon	Taylor
Burns	Garbutt	Jones	Odell	Tremper
Butler	Geddes	Joyce	Olin	Van Allen
Cady	Harpending	Kent	Oliver	Van Cott
Cartwright	Haskell	Kneeland	Osborne	Van Duzer
Church	Hawkins	Lewis	Owen	Veeder
Clarke	Heath	Lindsay	Pierson	Walrath
Clinton	Hendricks	Littlejohn	Pratt	Whiteman
Coffey	Higgins	Locke, S. D.	Price	Wilcox
Curtis	Hodges	Locke, L. R.	Priddy	Zimmerman
Dayton	Horton	Maher		

For the negative,

Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 413 of the Laws of 1877, entitled 'An act to prevent frequent changes of text-books in schools,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Duffy	House	Locke, L. R.	Rice
Baker	Earl	Howe	McCabe	Roosevelt
Barnes	Ely	Howland	Miles	Rosenthal
Boyce	Erwin	Hubbell	Mullaney	Scott
Boynton	Farnum	Husted	Murray	Seeber
Brown, C. W.	Farrell	Jackson	Nagle	Shoemaker
Brown, J. H.	Felter	Johnson, G. R.	Nash	Smith, W. E.
Burns	Forsyth	Johnson, S. W.	Nelson	Smith, C.
Butler	Garbutt	Jones	Noxon	Taylor
Cady	Harpending	Joyce	Odell	Tremper
Cartwright	Haskell	Kelly	Olin	Van Allen
Clarke	Hawkins	Kent	Oliver	Van Cott
Clinton	Heath	Kittle	Osborne	Van Duzer
Curtis	Hendricks	Kneeland	Owen	Veeder
Dayton	Higgins	Lewis	Palmer	Westfall
Dibble	Hodges	Lindsay	Pierson	Whiteman
Dimmick	Hooley	Littlejohn	Pratt	Zimmerman
Donnelly	Horton	Locke, S. D.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the town board of the town of Flatbush, in the county of Kings, to license and regulate all public hacks, vehicles, venders and peddlers in said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	House	Locke, L. R.	Rosenthal
Allen	Dibble	Howe	Maher	Scott
Baker	Dimmick	Howland	Murray	Seeber
Barager	Earl	Hubbell	Nagle	Shoemaker
Boyce	Ely	Husted	Nash	Smith, W. E.
Boynton	Erwin	Jackson	Noxon	Smith, C.
Brogan	Farnum	Johnson, G. R.	Odell	Sweet
Brown, C. W.	Felter	Johnson, S. W.	Olin	Tremper
Brown, J. H.	Forsyth	Jones	Oliver	Van Allen
Burns	Geddes	Joyce	Osborne	Van Cott
Cady	Harpending	Kelly	Owen	Van Duzer
Cartwright	Haskell	Kittle	Pierson	Veeder
Clarke	Hawkins	Kruse	Pratt	Walrath
Clinton	Heath	Lewis	Priddy	Whiteman
Curtis	Higgins	Littlejohn	Rice	Zimmerman
Dayton	Hooley	Locke, S. D.	Roosevelt	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the New York Free Circulating Library," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	House	Miles	Rosenthal
Bailey	Dreiss	Howe	Moore	Scott
Baker	Duffy	Howland	Mullaney	Seeber
Barnes	Earl	Hubbell	Nelson	Shoemaker
Boyce	Erwin	Husted	Noxon	Smith, W. E.
Boynton	Farnum	Jackson	Odell	Smith, C.
Brogan	Felter	Johnson, S. W.	Olin	Sweet
Brown, C. W.	Garbutt	Jones	Oliver	Taylor
Burns	Haggerty	Joyce	Osborne	Tremper
Cady	Harpending	Kelly	Owen	Van Allen
Clarke	Hasbrouck	Kent	Pierson	Van Cott
Clinton	Haskell	Kittle	Pratt	Van Duzer
Coffey	Hawkins	Kneeland	Priddy	Veeder
Curtis	Heath	Lewis	Rice	Westfall
Dayton	Hendricks	Locke, S. D.	Roche	Whiteman
Dean	Hodges	Locke, L. R.	Roosevelt	Zimmerman
Dibble	Horton	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act in relation to the payment of interest on certain certificates of indebtedness of the late town of Morrisania, Westchester county, and authorizing the audit and payment thereof." was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Moore	Scott
Allen	Dayton	Howland	Mullaney	Seeber
Baker	Dibble	Hubbell	Nagle	Shoemaker
Barnes	Earl	Husted	Nash	Smith, W. E.
Barager	Ely	Jackson	Noxon	Smith, C.
Becker	Erwin	Jones	Odell	Sweet
Boyce	Farnum	Joyce	Oliver	Taylor
Boynton	Felter	Kelly	Osborne	Van Allen
Brogan	Geddes	Kent	Owen	Van Cott
Brown, C. W.	Haggerty	Kittle	Pierson	Van Duzer
Brown, J. H.	Harpending	Kneeland	Price	Veeder
Burns	Haskell	Lewis	Priddy	Walrath
Cady	Hawkins	Littlejohn	Rice	Westfall
Clarke	Hendricks	Locke, S. D.	Roche	Zimmerman
Clinton	Hodges	Locke, L. R.	Rosenthal	Speaker
Coffey	Hooley	Miles		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the Senate bill entitled "An act to provide for furnishing an increased supply of water for the city of Brooklyn," with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a committee of conference consisting of Messrs. Daggett, Jacobs and Gibbs, and request the appointment of a like committee on the part of the Assembly.

Mr. Church moved that a like committee be appointed on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Church, Boynton, W. E. Smith, Heath and Husted.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

Mr. Speaker presented the Annual Report of the State Agricultural Society; which was laid upon the table and ordered printed.

(See Doc. No. 146.)

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(See Doc. No. 144.)

On motion of Mr. House, at 10 o'clock, the House adjourned.

TUESDAY, APRIL 8, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Deane.

The journal of yesterday was read and approved.

The privileges of the floor were granted to Hon. H. A. Reeves.

Leave of absence was granted to Mr. Palmer for an indefinite time.

Mr. House moved to lay all orders of business down to motions and resolutions on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 39 }
{ NOES 46 }

Those who voted in the affirmative, were

Ackroyd	Farrell	Hubbell	Locke, S. D.	Roosevelt
Brown, C. W.	Hall	Jobes	McDonald	Scott
Burns	Haskell	Johnson, G. R.	Mullaney	Smith, W. E.
Church	Hawkins	Kelly	Nagle	Van Allen
Coffey	Hodges	Kittle	Nash	Van Cott
Craig	Hooley	Kruse	Nelson	Welch
Dimmick	House	Lindsay	Rice	Whiteman
Erwin	Howe	Littlejohn	Roche	

Those who voted in the negative, were

Allen	Felter	Jones	Murray	Shoemaker
Barnes	Garbutt	Kent	Noxon	Sipp
Boyce	Geddes	Kneeland	Odell	Sweet
Boynton	Harpending	Lewis	Olin	Taylor
Cartwright	Higgins	Locke, L. R.	Osborne	Tremper
Curtis	Howland	McCabe	Owen	Veeder
Donnelly	Husted	Miles	Pierson	Walrath
Earl	Jackson	Moore	Rosenthal	Westfall
Ely	Johnson, S. W.	Murphy	Seeber	Wilcox
Farnum				

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to authorize the village of Jamestown to raise money to pay for water supplied for its use in extinguishing fires in said village."

"An act for the improvement of the Hudson river and to make an appropriation therefor."

"An act to authorize the taking of certain lands in the city of Buffalo as additions to the public parks of said city, and for improving and embellishing the same, and to provide the means of payment therefor."

Ordered, That the Clerk deliver said bills to the Governor.

The bill entitled "An act to amend chapter 695 of the Laws of 1876, entitled 'An act to amend an act entitled An act to extend the powers of boards of supervisors, except in the counties of New York and Kings,' passed May 11, 1869,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Ely	Jobes	Murphy	Seeber
Allen	Farnum	Johnson, S. W.	Murray	Sipp
Boyce	Garbutt	Jones	Nagle	Smith, W. E.
Boynton	Geddes	Kelly	Nash	Sweet
Brown, C. W.	Hall	Kent	Nelson	Taylor
Burns	Harpending	Kittle	Noxon	Tremper
Cady	Hawkins	Kneeland	Odell	Van Allen
Cartwright	Hendricks	Kruse	Olin	Van Cott
Childs	Higgins	Lewis	Osborne	Van Duzer
Church	Hooley	Lindsay	Owen	Veeder
Clarke	Horton	Littlejohn	Palmer	Walrath
Coffey	House	Locke, S. D.	Pierson	Welch
Craig	Howe	Locke, L. R.	Pratt	Westfall
Curtis	Howland	McCabe	Roche	Whiteman
Dibble	Hubbell	McDonald	Roosevelt	Wilcox
Dimmick	Husted	Miles	Rosenthal	Zimmerman
Donnelly	Jackson			

For the negative,

Johnson, G. R.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelly offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill No. 397, entitled "An act to incorporate the Kings County Catholic Protectory," be recommitted to the committee on charitable and religious societies for correction, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The privileges of the floor were granted to Hon. Wm. Townsend and Hon. Erastus E. Benedict, former members of this House.

The Senate bill entitled "An act to amend chapter 268 of the Laws of 1882, entitled 'An act to provide for the incorporation of the alumni of colleges and universities in the State of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hooley	Lindsay	Pratt
Allen	Donnelly	Horton	Littlejohn	Rice
Baker	Ely	House	Locke, S. D.	Roosevelt
Barnes	Erwin	Howland	Locke, L. R.	Rosenthal

Boyce	Farnum	Hubbell	McCabe	Scott
Boynton	Felter	Husted	Miles	Seeber
Briggs	Forsyth	Jackson	Murray	Sipp
Brown, C. W.	Garbutt	Jobes	Nagle	Smith, W. E.
Brown, J. H.	Geddes	Johnson, G. R.	Nash	Sweet
Cady	Haggerty	Johnson, S. W.	Nelson	Taylor
Cartwright	Hall	Jones	Noxon	Van Allen
Church	Harpending	Kelly	Odell	Van Cott
Clarke	Hasbrouck	Kent	Olin	Veeder
Clinton	Haskell	Kittle	Osborne	Walrath
Coffey	Hawkins	Kneeland	Owen	Welch
Craig	Hendricks	Kruse	Palmer	Whiteman
Curtis	Hodges	Lewis	Pierson	Wilcox
Dibble				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to release the interest of the people of the State of New York in and to the lands of which Andreas Henry Gaupp died seized, to Katharine Gaupp, widow," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Horton	McCabe	Scott
Allen	Dimmick	House	McDonald	Seeber
Barnes	Donnelly	Howland	Moore	Sipp
Barager	Duffy	Husted	Murphy	Smith, W. E.
Becker	Earl	Jackson	Murray	Smith, C.
Beckwith	Ely	Jobes	Nagle	Sweet
Binder	Erwin	Johnson, G. R.	Nash	Taylor
Boyce	Farnum	Jones	Noxon	Van Allen
Boynton	Felter	Joyce	Odell	Van Cott
Briggs	Forsyth	Kelly	Olin	Van Duzer
Brown, C. W.	Garbutt	Kent	Osborne	Vedder
Brown, J. H.	Geddes	Kneeland	Owen	Walrath
Cady	Haggerty	Kruse	Palmer	Welch
Cartwright	Harpending	Lewis	Pierson	Westfall
Church	Hasbrouck	Lindsay	Pratt	Whiteman
Clarke	Hawkins	Littlejohn	Roche	Wilcox
Coffey	Hendricks	Locke, S. D.	Roosevelt	Zimmerman
Curtis	Hooley	Locke, L. R.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Jobes moved to take from the table the resolution previously offered by him in the words following:

Resolved, That the vote by which Senate bill No. , entitled "An act for the relief of persons who performed the duties of janitors of district courts in the city of New York, between September 30, 1878, and May 1, 1880," was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Husted	McDonald	Palmer
Barnes	Duffy	Jackson	Miles	Priddy
Boynton	Earl	Jobes	Murphy	Rosenthal
Brown, C. W.	Erwin	Johnson, G. R.	Murray	Scott
Brown, J. H.	Farnum	Johnson, S. W.	Nagle	Seeber
Burns	Farrell	Jones	Nash	Sipp
Cady	Felter	Kelly	Nelson	Smith, W. E.
Cartwright	Forsyth	Kittle	Noxon	Taylor
Church	Garbutt	Kneeland	Odell	Van Cott
Clarke	Harpending	Lindsay	Olin	Van Duzer
Coffey	Haskell	Littlejohn	Osborne	Vedder
Craig	Horton	Locke, S. D.	Otis	Welch
Curtis	Howland	Locke, L. R.	Owen	Whiteman
Dimmick	Hubbell	McCabe		

Those who voted in the negative, were

Boyce	Dibble	Kent	Kruse	Van Allen
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Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 12 }

Those who voted in the affirmative, were

Allen	Duffy	House	Miles	Priddy
Boynton	Earl	Howland	Moore	Rice
Brogan	Ely	Jackson	Mullaney	Roche
Brown, C. W.	Erwin	Jobes	Murphy	Rosenthal
Brown, J. H.	Farrell	Johnson, G. R.	Murray	Seeber
Burns	Felter	Johnson, S. W.	Nagle	Sipp
Butler	Haggerty	Kittle	Nash	Smith, W. E.
Church	Hall	Kneeland	Noxon	Taylor
Clarke	Harpending	Lindsay	Odell	Van Cott
Coffey	Hasbrouck	Littlejohn	Olin	Vedder
Curtis	Haskell	Locke, S. D.	Osborne	Welch
Dibble	Heath	Locke, L. R.	Otis	Whiteman
Dimmick	Hooley	McCabe	Palmer	Wilcox
Donnelly	Horton	McDonald	Pratt	

Those who voted in the negative, were

Boyce	Hodges	Pierson	Sweet	Van Allen
Briggs	House	Scott	Tremper	Van Duzer
Farnum	Kruse			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to release the interest of the people of the State of New York in and to certain real estate in the county of Westchester to which John Mayes died possessed to Francis Mayes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Duffy	Howe	Locke, L. R.	Priddy
Allen	Ely	Howland	McCabe	Scott
Barnes	Farnum	Hubbell	McDonald	Seeber
Boyce	Farrell	Husted	Moore	Sipp
Boynton	Felter	Jackson	Mullaney	Smith, W. E.
Briggs	Forsyth	Jobes	Murphy	Smith, C.
Brogan	Garbutt	Johnson, G. R.	Murray	Sweet
Brown, C. W.	Haggerty	Johnson, S. W.	Nagle	Taylor
Brown, J. H.	Hall	Jones	Nelson	Tremper
Butler	Harpending	Kelly	Noxon	Van Allen
Cady	Hasbrouck	Kent	Odell	Van Cott
Cartwright	Hawkins	Kittle	Olin	Van Duzer
Church	Heath	Kneeland	Osborne	Veeder
Craig	Hendricks	Kruse	Otis	Welch
Curtis	Hodges	Lewis	Owen	Westfall
Dibble	Hooley	Lindsay	Palmer	Whiteman
Dimmick	Horton	Littlejohn	Pierson	Wilcox
Donnelly	House	Locke, S. D.	Price	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for the erection and furnishing of certain public buildings in the city of Troy, and to authorize said city to borrow money for the payment of expenses incurred in the erection and furnishing of such buildings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hooley	Littlejohn	Price
Allen	Dibble	Horton	Locke, S. D.	Rice
Baker	Dimmick	House	McCabe	Roosevelt
Barnes	Donnelly	Howe	Miles	Scott
Boyce	Duffy	Howland	Mullaney	Seeber
Boynton	Earl	Hubbell	Nagle	Sipp
Brogan	Erwin	Husted	Nelson	Smith, W. E.
Brown, C. W.	Farnum	Jackson	Noxon	Smith, C.
Brown, J. H.	Farrell	Jobes	Odell	Sweet
Butler	Felter	Johnson, G. R.	Oliver	Taylor
Cady	Garbutt	Johnson, S. W.	Osborne	Tremper
Cartwright	Haggerty	Kelly	Otis	Van Allen
Church	Hall	Kent	Owen	Van Cott
Clinton	Harpending	Kittle	Palmer	Welch
Coffey	Hasbrouck	Kneeland	Pierson	Westfall
Craig	Hawkins	Kruse	Pratt	Whiteman
Curtis	Hendricks	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Otis offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill No. 346, entitled "An act to amend chapter 584 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers,'" for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The privileges of the floor were extended to Hon. A. M. Ross and Hon. Elias S. Hawley, former members of this House.

The Senate bill entitled "An act to regulate certain proceedings of the board of supervisors of Rensselaer county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howe	McDonald	Rosenthal
Baker	Duffy	Howland	Murphy	Scott
Barnes	Ely	Hubbell	Murray	Seeber
Boyce	Erwin	Husted	Nagle	Sipp
Boynton	Farnum	Jackson	Nash	Smith, W. E.
Brogan	Farrell	Jobes	Nelson	Smith, C.
Brown, C. W.	Felter	Johnson, G. R.	Noxon	Sweet
Brown, J. H.	Garbutt	Johnson, S. W.	Odell	Taylor
Butler	Haggerty	Jones	Olin	Tremper
Cady	Hall	Kent	Otis	Van Allen
Cartwright	Harpending	Kneeland	Owen	Van Cott
Childs	Hasbrouck	Kruse	Palmer	Van Duzer
Church	Haskell	Lewis	Pierson	Welch
Clarke	Hawkins	Littlejohn	Pratt	Westfall
Curtis	Hendricks	Locke, S. D.	Price	Whiteman
Dibble	Horton	Locke, L. R.	Rice	Wilcox
Dimmick	House	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Wilcox moved to reconsider the vote by which Senate bill No. 226, entitled "An act to amend chapter 268 of the Laws of 1882, entitled 'An act to provide for the incorporation of the alumni of colleges and universities in the State of New York,'" was passed.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Horton	Littlejohn	Rosenthal
Baker	Duffy	House	Locke, S. D.	Scott

Barnes	Ely	Howe	McCabe	Seeber
Boyce	Erwin	Howland	Murphy	Sipp
Boynton	Farnum	Hubbell	Murray	Smith, W. E.
Brogan	Farrell	Husted	Nagle	Smith, C.
Brown, C. W.	Felter	Jackson	Nash	Sweet
Butler	Garbutt	Jobes	Odell	Taylor
Cady	Haggerty	Johnson, G. R.	Olin	Tremper
Cartwright	Hall	Johnson, S. W.	Osborne	Van Allen
Church	Harpending	Kelly	Otis	Van Cott
Clarke	Hasbrouck	Kent	Owen	Van Duzer
Clapp	Haskell	Kittle	Palmer	Welch
Clinton	Hawkins	Kneeland	Pierson	Westfall
Curtis	Hendricks	Kruse	Pratt	Whiteman
Dibble	Higgins	Lindsay	Roosevelt	Wilcox

Mr. Wilcox moved to amend said bill as follows :

Add at the end of section 1 the following:

“This section shall not apply to any college or university whose alumni are now empowered to elect trustees in accordance with any special act heretofore passed by the Legislature.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Heath	Kruse	Pratt
Allen	Dibble	Hendricks	Lewis	Priddy
Baker	Dimmick	Hodges	Littlejohn	Roche
Barnes	Donnelly	Horton	Locke, S. D.	Rosenthal
Boynton	Duffy	House	Locke, L. R.	Seeber
Brogan	Ely	Howe	McCabe	Shoemaker
Brown, C. W.	Erwin	Howland	McDonald	Sipp
Brown, J. H.	Farnum	Hubbell	Murphy	Smith, W. E.
Butler	Farrell	Husted	Nash	Taylor
Cartwright	Felter	Jobes	Noxon	Tremper
Childs	Garbutt	Johnson, G. R.	Odell	Van Allen
Church	Haggerty	Jones	Osborne	Van Cott
Clapp	Hall	Kelly	Otis	Van Duzer
Clinton	Harpending	Kent	Owen	Welch
Coffey	Haskell	Kittle	Palmer	Westfall
Craig	Hawkins	Kneeland	Pierson	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with an amendment.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

“An act to amend chapter 14 of the Laws of 1880, entitled ‘An act to further amend chapter 143 of the Laws of 1861, entitled ‘An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city.’”

"An act to authorize the city of Buffalo to convert the school property in school district No. 16 in that city into money, constituting a fund to be used in purchasing a lot and building a new school-house in said district. Also authorizing any moneys in the school fund standing to the credit of that district to be used for and appropriated to same purpose."

"An act to extend the jurisdiction of notaries public."

"An act in relation to the appraisal of canal claims against the State."

"An act in relation to grants of land under water."

"An act for the better protection of game in Richmond county."

"An act relating to the further supply of water for fire, sanitary and other purposes in the city of New York."

"An act in relation to the appointment of bridge-tenders on swing or lift bridges in the city of Rochester."

"An act for the relief of Isaac Piser."

"An act to amend section 3 of article 1, title 1, chapter 16 of part 1 of the Revised Statutes."

"An act relative to the Quinn and Nolan Ale Brewing Company, the shares thereof, and the conveyance and transfer thereto of certain real and personal property of the minor children of Terrence J. Quinn, deceased."

"An act to authorize the board of supervisors of Orleans county to audit claims for material used in constructing the county poor-house in said county."

"An act to enable the voters of the several towns of the State to create and elect boards of town auditors in such towns, and to prescribe their powers and duties."

"An act to provide for laying additional water mains from the Loughberry water-works in the village of Saratoga Springs."

"An act to provide for the widening of the superstructure and improving the approaches of a highway bridge over the Erie canal in the town of Minden, in the county of Montgomery."

"An act to provide for the disposition of Woodman's pond and a portion of the Chenango canal and the lands, rights and other property connected therewith."

The Senate bill entitled "An act to amend section 258 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Hubbell	McCabe	Roosevelt
Baker	Duffy	Husted	McDonald	Rosenthal
Barnes	Ely	Jackson	Moore	Seeber
Boynton	Farnum	Jobs	Mullaney	Sipp
Brogan	Farrell	Johnson, G. R.	Murphy	Smith, W. E.
Brown, C. W.	Felter	Jones	Murray	Smith, C.
Brown, J. H.	Garbutt	Kelly	Nagle	Taylor

Cady	Haggerty	Kent	Nash	Tremper
Cartwright	Hall	Kittle	Noxon	Van Allen
Clarke	Hawkins	Kneeland	Olin	Van Cott
Clinton	Heath	Kruse	Owen	Van Duzer
Coffey	Hendricks	Lewis	Palmer	Walrath
Craig	Higgins	Littlejohn	Pratt	Welch
Curtis	Horton	Locke, S. D.	Price	Westfall
Dibble	Howe	Locke, L. R.	Roche	Wilcox
Dimmick	Howland			

For the negative,

Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Senate was received and read in the words following:

IN SENATE, *April 3, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages.'"

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Ellsworth, and by unanimous consent, the same was amended as follows:

Section 1, line 15, after the word "indebtedness," insert the words "or bonds."

Same section, line 17, after the word "raised," insert the words "with interest not exceeding six per cent per annum."

After the word "same," in the same line, insert the words "or the proceeds thereof."

At the end of the section add the words "Said certificates or bonds shall be executed by the president of the board of trustees and the treasurer of said village, and the same shall be delivered in payment of the extraordinary expenditures for which they are issued, shall be sold by the trustees of said village to the highest bidder at public sale, notice of which sale shall be given by publishing the same in a newspaper published in said village at least once a week for two weeks successively prior to the day of sale, and if no newspaper is published in said village, by posting such notice in three public places in said village at least five days prior to such sale. Such certificates or bonds shall not be sold for less than par."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Horton	McCabe	Rice
Baker	Duffy	House	Miles	Rosenthal
Barnes	Earl	Howe	Moore	Scott

Boynton	Ely	Howland	Mullaney	Seeber
Brogan	Erwin	Hubbell	Murphy	Shoemaker
Brown, C. W.	Farnum	Jackson	Murray	Sipp
Brown, J. H.	Farrell	Jobes	Nash	Smith, W. E.
Burns	Felter	Johnson, S. W.	Noxon	Sweet
Butler	Forsyth	Jones	Odell	Taylor
Cady	Geddes	Kelly	Olin	Tremper
Cartwright	Haggerty	Kent	Oliver	Van Allen
Clinton	Hall	Kittle	Otis	Van Cott
Coffey	Harpending	Kneeland	Owen	Van Duzer
Craig	Hasbrouck	Kruse	Palmer	Veeder
Curtis	Hawkins	Lewis	Pierson	Walrath
Dayton	Heath	Lindsay	Pratt	Welch
Dibble	Higgins	Locke, S. D.	Price	Wilcox
Dimmick	Hodges	Locke, L. R.	Priddy	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howland	Miles	Roosevelt
Allen	Donnelly	Jobes	Moore	Rosenthal
Baker	Erwin	Johnson, G. R.	Mullaney	Scott
Barnes	Farnum	Johnson, S. W.	Murphy	Seeber
Boynton	Felter	Jones	Nash	Shoemaker
Briggs	Forsyth	Kelly	Noxon	Sipp
Brown, C. W.	Geddes	Kent	Odell	Smith, W. E.
Burns	Hall	Kittle	Olin	Taylor
Butler	Harpending	Kneeland	Oliver	Tremper
Cady	Hasbrouck	Kruse	Otis	Van Allen
Cartwright	Hawkins	Lewis	Owen	Van Cott
Clarke	Heath	Lindsay	Palmer	Veeder
Clinton	Higgins	Littlejohn	Pierson	Walrath
Curtis	Horton	Locke, L. R.	Pratt	Welch
Dayton	House	McCabe	Priddy	Wilcox
Dibble	Howe			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The bill entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hodges	Littlejohn	Rice
Baker	Donnelly	Horton	Locke, S. D.	Roche
Barnes	Duffy	Howe	Locke, L. R.	Roosevelt
Boytton	Ely	Howland	McCabe	Rosenthal
Brogan	Erwin	Hubbell	Moore	Scott
Brown, C. W.	Farnum	Husted	Murphy	Seeber
Brown, J. H.	Farrell	Jackson	Murray	Shoemaker
Butler	Felter	Jobs	Nagle	Sipp
Cady	Garbutt	Johnson, G. R.	Nash	Smith, W. E.
Cartwright	Geddes	Johnson, S. W.	Nelson	Smith, C.
Childs	Haggerty	Jones	Noxon	Sweet
Clarke	Hall	Kelly	Osborne	Tremper
Clinton	Haskell	Kent	Owen	Van Allen
Coffey	Hawkins	Kittle	Palmer	Van Cott
Craig	Heath	Kneeland	Pierson	Welch
Curtis	Hendricks	Kruse	Pratt	Westfall
Dayton	Higgins	Lewis	Price	Whiteman
Dibble				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the city of Buffalo to convert the school property in school district No. 16 in that city into money, constituting a fund to be used in purchasing a lot and building a new school-house in said district; also, authorizing any moneys in the school fund standing to the credit of that district to be used for and appropriated to same purpose," having been announced for a third reading,

Mr. Clinton moved to amend as follows:

In section 1, line 8, strike out the words "passed April twenty-eighth," and insert in lieu thereof the words "being chapter 519 of the Laws of."

Also, add at the end of said section the words "provided that such declaration of abandonment shall be of no force or effect, unless said lands and premises shall be sold by said city for a price not less than \$45,000."

Section 2, line 4, change the period to a comma, and change the word "also" to "and."

Also, insert a comma immediately after the word "district," where it first occurs in line 6.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hodges	Locke, L. R.	Roche
Baker	Dibble	Hooley	McCabe	Roosevelt
Barnes	Dimmick	Horton	Murray	Rosenthal

Boyce	Donnelly	Howe	Nagle	Scott
Boynton	Duffy	Howland	Nash	Seeber
Brogan	Erwin	Hubbell	Nelson	Sipp
Brown, C. W.	Farnum	Husted	Noxon	Smith, W. E.
Brown, J. H.	Felter	Jobes	Odell	Smith, C.
Butler	Garbutt	Johnson, S. W.	Olin	Sweet
Cady	Geddes	Jones	Osborne	Tremper
Cartwright	Haggerty	Kent	Owen	Van Allen
Childs	Hall	Kittle	Palmer	Van Cott
Clapp	Harpending	Kneeland	Pierson	Van Duzer
Clinton	Hawkins	Kruse	Pratt	Welch
Coffey	Heath	Littlejohn	Price	Westfall
Craig	Hendricks	Locke, S. D.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the jurisdiction of notaries public," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Kruse	Pratt
Baker	Curtis	Higgins	Lewis	Price
Barnes	Dibble	Hodges	Lindsay	Roosevelt
Boyce	Dimmick	Horton	Littlejohn	Rosenthal
Boynton	Donnelly	Howe	Locke, S. D.	Seeber
Brogan	Duffy	Howland	McCabe	Shoemaker
Brown, C. W.	Farnum	Jackson	McDonald	Sipp
Brown, J. H.	Farrell	Jobes	Nash	Smith, W. E.
Cady	Felter	Johnson, G. R.	Odell	Smith, C.
Cartwright	Garbutt	Johnson, S. W.	Olin	Sweet
Childs	Hall	Jones	Owen	Van Allen
Clarke	Harpending	Kittle	Palmer	Van Cott
Clinton	Hawkins	Kneeland	Pierson	Westfall
Coffey				

Those who voted in the negative, were

Hasbrouck Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the appraisal of canal claims against the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Childs	Haskell	Littlejohn	Pratt
Allen	Coffey	Hawkins	Locke, S. D.	Priddy
Bailey	Craig	Higgins	Locke, L. R.	Roche

Baker	Curtis	Hodges	McCabe	Rosenthal
Barnes	Dean	Horton	McDonald	Scott
Barager	Dibble	Howe	Miles	Seeber
Becker	Duffy	Howland	Mullaney	Smith, W. E.
Boyce	Earl	Hubbell	Murphy	Smith, C.
Boynton	Farnum	Jobes	Nagle	Taylor
Brogan	Farrell	Kelly	Nash	Tremper
Brown, C. W.	Felter	Kittle	Noxon	Van Allen
Brown, J. H.	Forsyth	Kneeland	Odell	Van Cott
Butler	Geddes	Lewis	Owen	Walrath
Cady	Haggerty	Lindsay	Pierson	Wilcox
Cartwright	Hall			

Those who voted in the negative, were

Clarke	Donnelly	Erwin	Hasbrouck	House
Dayton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor Assembly bill No. 346, entitled "An act to amend chapter 584 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers,'" for the purpose of amendment.

Ordered, That the Clerk deliver said resolution to the Governor.

The bill entitled "An act in relation to grants of land under water," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hendricks	McDonald	Rice
Allen	Donnelly	Higgins	Miles	Roche
Bailey	Dreiss	Hodges	Moore	Rosenthal
Baker	Duffy	Hooley	Mullaney	Seeber
Boyce	Earl	Horton	Murray	Shoemaker
Boynton	Farnum	Howland	Nagle	Sipp
Brogan	Farrell	Hubbell	Nash	Smith, W. E.
Brown, C. W.	Felter	Jobes	Noxon	Sweet
Butler	Forsyth	Kelly	Odell	Taylor
Cartwright	Haggerty	Kent	Olin	Tremper
Childs	Hall	Kruse	Oliver	Van Allen
Clarke	Harpending	Lindsay	Otis	Van Cott
Coffey	Hasbrouck	Littlejohn	Palmer	Walrath
Craig	Haskell	Locke, S. D.	Pierson	Welch
Curtis	Hawkins	Locke, L. R.	Priddy	Speaker
Dayton	Heath	McCabe		

Those who voted in the negative, were

Erwin	Scott
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Bailey offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return for amendment of Assembly bill No. 261, entitled "An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village,' and the several acts amendatory thereof."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act for the better protection of game in Richmond county," having been announced for a third reading,

Mr. Littlejohn moved to strike out the first section.

Mr. Earl moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Littlejohn, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 16 }

Those who voted in the affirmative, were

Ackroyd	Earl	Howe	Locke, L. R.	Rice
Allen	Ely	Howland	McCabe	Roosevelt
Baker	Felter	Hubbell	McDonald	Rosenthal
Brogan	Forsyth	Jobes	Moore	Scott
Brown, C. W.	Geddes	Johnson, S. W.	Mullaney	Seeber
Brown, J. H.	Haggerty	Jones	Murphy	Shoemaker
Butler	Hall	Joyce	Noxon	Sipp
Church	Hasbrouck	Kelly	Odell	Smith, W. E.
Clarke	Hawkins	Kent	Oliver	Taylor
Clinton	Hendricks	Kittle	Otis	Tremper
Craig	Higgins	Lewis	Owen	Veeder
Curtis	Hodges	Lindsay	Palmer	Welch
Dayton	Horton	Locke, S. D.	Pratt	Wilcox
Dimmick	House			

Those who voted in the negative, were

Boynton	Farnum	Littlejohn	Price	Smith, C.
Burns	Johnson, G. R.	Olin	Priddy	Van Allen
Dibble	Kruse	Pierson	Roche	Van Cott
Donnelly				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 8, 1884. }

To the Assembly :

I return herewith, without approval, Assembly bill No. 347, entitled "An act to authorize the common council of the city of Binghamton to submit to the tax payers of said city the question whether a judgment recovered against William Whitney as superintendent of streets and city property shall be paid by said city."

This bill provides that the common council of the city of Binghamton shall order a special election, at which the question shall be submitted whether the sum of \$1,600.57 shall be paid by said common council to Edward L. Bennett or his attorney, being the amount of a judgment obtained by said Bennett against William Whitney for an injury incurred on one of the streets of said city while said Whitney was superintendent thereof. It is further provided that if a majority of the votes cast at such election shall be for "Special Tax," the common council shall at once, if it shall deem best, pay the said judgment, or the amount thereof may be inserted in the next following tax-roll of said city, to be collected as other taxes are collected and paid when so collected.

I suppose the judgment which it is proposed to pay, if authorized by a majority of the voters, was recovered against the superintendent of streets for an injury sustained by the unsafe or imperfect condition of one of the streets under his charge; and that the recovery was based upon the negligence of such superintendent. It is quite clear that under the bill the judgment is to be paid with the money of the city derived from taxation. The charter of the city of Binghamton provides that the municipality "shall not be liable to any person or corporation for the malfeasance, misfeasance, nonfeasance or negligence of any officer or officers, agent, servant or employee who may be elected, appointed or employed pursuant to any of the provisions of this act."

Under the charter, and presumably with full knowledge of this unusual provision, which absolved the city from all liability for his neglect and makes him solely responsible for the same, the superintendent accepted office, and whatever apparent hardship there may be in his present condition, or whatever inclination there may be on the part of a majority of the voters of the city to relieve him from the liability he has incurred, or to pay to the plaintiff in the judgment the amount of the same, it must be conceded that the object of this bill is to give the money of the city, in the absence of any obligation on its part, to an individual, or to allow the city to incur a debt for that purpose.

This, it seems to me, cannot be permitted under section 11, article 8 of the Constitution of the State, which provides that "no county, city, town or village shall hereafter give any money or property, or loan its money or credit to or in aid of any individual, association or corporation; nor shall any such county, city, town or village be allowed to incur any indebtedness, except for county, city, town or village purposes."

Of course, if the project to pay the judgment mentioned in the bill from the city funds is within the prohibition of the Constitution, it

is not aided by the affirmative votes of a majority of the electors who may pass upon the question.

There is now in the charter of the city of Binghamton a very broad provision permitting the raising of money by special tax, after a favorable vote of the people, when two-thirds of the common council "shall be of the opinion that the interests of the city require the expenditure of money for any extraordinary or special purpose." There is reason to suppose that this existing provision of the charter could be made as effective to accomplish the purpose desired as the bill under consideration.

In any view of the question, I am of the opinion that this bill is unconstitutional, and should not become a law.

GROVER CLEVELAND.

On motion of Mr. Olin, said bill and the accompanying message were laid upon the table.

The bill entitled "An act relating to the further supply of water for fire, sanitary and other purposes in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hendricks	McCabe	Priddy
Allen	Dimmick	Higgins	McDonald	Rice
Baker	Donnelly	Hodges	Miles	Roche
Barnes	Duffy	Hooley	Moore	Rosenthal
Boyce	Earl	Horton	Mullaney	Scott
Boynton	Ely	Howe	Murphy	Seeber
Briggs	Erwin	Howland	Nagle	Shoemaker
Brogan	Farnum	Hubbell	Nash	Sipp
Brown, C. W.	Farrell	Husted	Nelson	Smith, W. E.
Brown, J. H.	Felter	Jackson	Noxon	Smith, C.
Burns	Forsyth	Jobes	Odell	Sweet
Butler	Garbutt	Johnson, G. R.	Olin	Tremper
Cartwright	Geddes	Jones	Oliver	Van Allen
Church	Haggerty	Kelly	Osborne	Van Cott
Clarke	Hall	Kent	Otis	Veeder
Clinton	Harpending	Kittle	Owen	Walrath
Coffey	Hasbrouck	Kneeland	Palmer	Westfall
Craig	Haskell	Kruse	Pierson	Wilcox
Darragh	Hawkins	Littlejohn	Pratt	Speaker
Dayton	Heath	Locke, S. D.	Price	

Those who voted in the negative, were

Cady	Lindsay	Roosevelt	Taylor
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the appointment of bridge tenders on swing or lift bridges in the city of Rochester," having been announced for a third reading,

Mr. W. E. Smith moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Craig	Hasbrouck	Littlejohn	Scott
Bailey	Darragh	Haskell	Locke, S. D.	Seeber
Baker	Dayton	Hawkins	Locke, L. R.	Shoemaker
Barnes	Dean	Heath	Mullaney	Sipp
Boyce	Dibble	Hendricks	Murphy	Smith, C.
Boynton	Dimmick	Hodges	Nagle	Taylor
Briggs	Donnelly	Hooley	Nash	Tremper
Brogan	Earl	House	Noxon	Van Allen
Brown, C. W.	Erwin	Hubbell	Olin	Van Cott
Cady	Farnum	Jones	Owen	Veeder
Cartwright	Farrell	Kelly	Palmer	Walrath
Church	Felter	Kittle	Pierson	Welch
Clarke	Forsyth	Kneeland	Pratt	Westfall
Clinton	Garbutt	Kruse	Priddy	Speaker
Coffey	Hall	Lewis	Roosevelt	

Those who voted in the negative, were

Ackroyd	Haggerty	Johnson, S. W.	Osborne	Smith, W. E.
Brown, J. H.				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message was received from the Senate and read in the words following:

IN SENATE, *April 8, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to authorize the Home for the Aged of the Little Sisters of the Poor of the city of New York to acquire and hold real and personal estate for benevolent and charitable purposes."

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Murphy, and by unanimous consent, the same was amended as follows:

Section 1, line 5, after the word "amended," insert the words "as incorporated."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Haskell	Kneeland	Palmer
Allen	Dean	Hawkins	Kruse	Pierson
Bailey	Dibble	Heath	Lewis	Pratt
Baker	Dimmick	Higgins	Lindsay	Price
Barnes	Donnelly	Hodges	Littlejohn	Priddy
Boyce	Donohue	Hooley	Locke, S. D.	Roosevelt
Boynton	Earl	Horton	Locke, L. R.	Scott
Briggs	Ely	House	Miles	Seeber
Brogan	Erwin	Howe	Moore	Sipp
Brown, C. W.	Farnum	Howland	Mullaney	Smith, W. E.
Brown, J. H.	Farrell	Hubbell	Murphy	Taylor
Burns	Felter	Husted	Nagle	Tremper
Cady	Forsyth	Jobes	Nash	Van Allen
Cartwright	Garbutt	Johnson, G. R.	Noxon	Van Cott
Church	Geddes	Johnson, S. W.	Olin	Van Duzer
Clarke	Haggerty	Jones	Oliver	Veeder
Clinton	Hall	Kelly	Osborne	Welch
Craig	Harpending	Kent	Otis	Westfall
Curtis	Hasbrouck	Kittle	Owen	Wilcox
Darragh				

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Haskell	Kneeland	Palmer
Bailey	Dayton	Hawkins	Kruse	Pierson
Baker	Dean	Heath	Lewis	Price
Barnes	Donnelly	Hendricks	Lindsay	Priddy
Boyce	Duffy	Higgins	Littlejohn	Roche
Boynton	Earl	Hodges	Locke, S. D.	Roosevelt
Briggs	Ely	Hooley	Locke, L. R.	Scott
Brogan	Erwin	Horton	McDonald	Seeber
Brown, C. W.	Farnum	House	Moore	Sipp
Brown, J. H.	Farrell	Howland	Mullaney	Smith, W. E.
Burns	Felter	Hubbell	Murphy	Smith, C.
Cady	Forsyth	Husted	Nash	Taylor
Cartwright	Garbutt	Jackson	Noxon	Tremper
Church	Geddes	Johnson, S. W.	Odell	Van Allen
Clarke	Haggerty	Jones	Olin	Van Cott
Clinton	Hall	Kelly	Oliver	Veeder
Coffey	Harpending	Kent	Osborne	Westfall
Craig	Hasbrouck	Kittle	Otis	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 4, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 418, entitled "An act to authorize the town of Philadelphia, Jefferson county, to sell their railroad stock and pay their indebtedness."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hasbrouck	Kneeland	Priddy
Bailey	Darragh	Haskell	Kruse	Roche
Baker	Dayton	Hawkins	Lewis	Roosevelt
Barnes	Dean	Heath	Lindsay	Rosenthal
Boyce	Dibble	Higgins	Locke, S. D.	Scott
Boynton	Dimmick	Hodges	Locke, L. R.	Seeber
Briggs	Donnelly	Hooley	Moore	Sipp
Brogan	Duffy	House	Mullaney	Smith, W. E.
Brown, C. W.	Erwin	Howe	Murray	Taylor
Brown, J. H.	Farnum	Hubbell	Nagle	Tremper
Burns	Farrell	Husted	Nash	Van Allen
Butler	Felter	Jackson	Noxon	Van Cott
Cady	Forsyth	Johnson, S. W.	Odell	Van Duzer
Cartwright	Garbutt	Jones	Olin	Veeder
Church	Geddes	Kelly	Oliver	Walrath
Clarke	Haggerty	Kent	Osborne	Westfall
Clinton	Harpending	Kittle	Otis	Wilcox
Craig				

Mr. Seeber moved to amend said bill as follows :

In section 2, strike out all after the word "thereon," in line 7, and insert the following :

"And if a surplus shall remain after such payment it may be applied to the liquidation of any other indebtedness of the town or be invested by the railroad commissioners as may be directed by a vote of the said town."

Amend the title so as to read "An act to authorize the town of Philadelphia, Jefferson county, to sell its railroad stock and pay its indebtedness."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hodges	Littlejohn	Owen
Bailey	Dibble	Hooley	Locke, S. D.	Pierson
Baker	Dimmick	Horton	Locke, L. R.	Roche
Barnes	Donnelly	Howe	Miles	Roosevelt
Boyce	Donohue	Howland	Moore	Scott
Boynton	Ely	Hubbell	Mullaney	Seeber
Briggs	Erwin	Husted	Murphy	Sipp
Brogan	Farnum	Jackson	Nagle	Smith, W. E.
Brown, C. W.	Farrell	Johnson, S.W.	Nash	Sweet
Brown, J. H.	Felter	Jones	Noxon	Taylor
Cady	Garbutt	Kent	Odell	Tremper
Cartwright	Haggerty	Kittle	Olin	Van Allen
Clarke	Harpending	Kneeland	Oliver	Van Cott
Clinton	Haskell	Kruse	Osborne	Van Duzer
Coffey	Hawkins	Lewis	Otis	Westfall
Craig	Hendricks	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill entitled "An act to provide for the disposition of Woodman's pond and a portion of the Chenango canal and the lands, rights and other property connected therewith," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Lindsay	Pierson
Baker	Dimmick	Hooley	Littlejohn	Pratt
Barnes	Donnelly	Horton	Locke, S. D.	Price
Boyce	Duffy	House	Locke, L. R.	Rice
Brown, C. W.	Earl	Howe	Miles	Roche
Brown, J. H.	Ely	Howland	Moore	Roosevelt
Burns	Erwin	Hubbell	Mullaney	Sipp
Cady	Farnum	Husted	Murphy	Smith, W. E.
Cartwright	Farrell	Jackson	Nagle	Smith, C.
Childs	Felter	Johnson, G.R.	Nash	Sweet
Church	Forsyth	Johnson, S. W.	Nelson	Taylor
Clarke	Garbutt	Jones	Noxon	Tremper
Clapp	Haggerty	Kelly	Odell	Van Allen
Clinton	Harpending	Kent	Olin	Van Cott
Coffey	Hasbrouck	Kittle	Oliver	Veeder
Craig	Haskell	Kneeland	Osborne	Westfall
Darragh	Hawkins	Kruse	Otis	Wilcox
Dean	Hendricks	Lewis	Palmer	Speaker

For the negative,

Boynton

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Ackroyd offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns to-day it be to meet at 10 o'clock to-morrow morning.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Wilcox moved to take from the table a resolution previously offered by him in the words following :

Resolved, That the vote by which Assembly bill, Int. No. 1008, entitled "An act to amend section 1 of chapter 508, Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments,'" was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Garbutt	Hubbell	Mullaney	Rosenthal
Boynton	Geddes	Jackson	Murphy	Shoemaker
Brown, J. H.	Haggerty	Jobes	Murray	Sipp
Childs	Harpending	Johnson, G. R.	Nagle	Smith, W. E.
Church	Haskell	Jones	Nash	Sweet
Clinton	Hawkins	Kittle	Noxon	Taylor
Craig	Heath	Kruse	Odell	Tremper
Darragh	Hendricks	Lewis	Oliver	Van Allen
Dean	Hodges	Lindsay	Otis	Van Cott
Dimmick	Hooley	Locke, S. D.	Palmer	Van Duzer
Donnelly	Horton	Locke, L. R.	Pierson	Veeder
Duffy	House	McCabe	Pratt	Walrath
Erwin	Howe	McDonald	Price	Westfall
Farnum	Howland	Miles	Roche	Wilcox
Felter				

Those who voted in the negative, were

Cady Cartwright Hasbrouck

Mr. Wilcox moved to amend said bill as follows :

Insert as section 2 the following :

"§ 2. This act shall not affect any other act that increases the number of notaries public in any of the cities, Assembly districts or counties of this State, which has been passed since 1863, the date of the passage of the act hereby amended."

Change section 2 to section 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Husted	Miles	Roche
Baker	Donnelly	Jackson	Moore	Roosevelt
Barnes	Erwin	Johnson, G. R.	Mullaney	Seeber
Boyce	Farnum	Johnson, S. W.	Murphy	Sipp
Boynton	Felter	Jones	Murray	Smith, W. E.
Brogan	Garbutt	Kittle	Nagle	Sweet
Brown, C. W.	Geddes	Kruse	Nash	Taylor
Brown, J. H.	Haggerty	Lewis	Noxon	Tremper
Butler	Harpending	Lindsay	Oliver	Van Allen
Cartwright	Haskell	Littlejohn	Otis	Van Cott
Clarke	Hawkins	Locke, S. D.	Pierson	Walrath
Clinton	Hodges	Locke, L. R.	Pratt	Welch
Darragh	House	McCabe	Price	Westfall
Dean	Howland	McDonald	Rice	Wilcox
Dibble	Hubbell			

Those who voted in the negative, were

Cady	Hasbrouck	Osborne	Scott
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate the sale of intoxicating liquors in cities of over 150,000 inhabitants," having been announced for a third reading,

Mr. Clinton moved to amend as follows:

In section 3, line 5, after the word "law," insert the words "or unless such violation shall be committed on Sunday or in the presence of an officer or any other person authorized to make arrests."

Same section, line 7, strike out the words "in their presence."

Mr. Roosevelt moved to strike out sections 2, 3 and 5.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Clinton, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Roosevelt, and it was determined in the negative.

{ AYES 31 }
{ NOES 49 }

Those who voted in the affirmative, were

Boyce	Erwin	Kent	Olin	Sweet
Boynton	Hasbrouck	Kruse	Otis	Tremper
Brown, J. H.	Hawkins	Littlejohn	Pierson	Van Duzer
Cartwright	House	Locke, S. D.	Price	Walrath
Childs	Howland	Nash	Roosevelt	Welch
Curtis	Husted	Noxon	Seeber	Westfall
Dayton				

Those who voted in the negative, were

Ackroyd	Donnelly	Higgins	Lewis	Palmer
Brogan	Duffy	Hooley	Lindsay	Priddy
Church	Earl	Horton	McDonald	Roche
Clarke	Farnum	Howe	Miles	Rosenthal
Clinton	Farrell	Jobes	Moore	Scott
Coffey	Felter	Johnson, G. R.	Murphy	Sipp

Craig	Haggerty	Johnson, S. W.	Murray	Taylor
Darragh	Harpending	Jones	Nagle	Van Allen
Dean	Haskell	Kelly	Odell	Van Cott
Dimmick	Heath	Kittle	Oliver	

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 52 }
{ NOES 41 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Higgins	Kelly	Nagle
Barnes	Dean	Hooley	Kittle	Odell
Brogan	Dimmick	Horton	Lewis	Oliver
Burns	Donnelly	House	Lindsay	Pratt
Butler	Duffy	Howe	McDonald	Roche
Church	Earl	Jobs	Miles	Sipp
Clarke	Farrell	Johnson, G. R.	Moore	Taylor
Clinton	Felter	Johnson, S. W.	Mullaney	Van Cott
Coffey	Garbutt	Jones	Murphy	Walrath
Craig	Haggerty	Joyce	Murray	Whiteman
Curtis	Haskell			

Those who voted in the negative, were

Boyce	Harpending	Kneeland	Osborne	Seeber
Boynton	Hasbrouck	Kruse	Otis	Sweet
Brown, C. W.	Hawkins	Littlejohn	Palmer	Tremper
Brown, J. H.	Hendricks	Locke, S. D.	Pierson	Van Allen
Cartwright	Howland	McCabe	Price	Van Duzer
Childs	Hubbell	Nash	Priddy	Welch
Dayton	Husted	Noxon	Roosevelt	Westfall
Erwin	Kent	Olin	Scott	Speaker
Hall				

Mr. Sipp offered, for the consideration of the House, a resolution in the words following:

Resolved, That the vote by which the Assembly bill entitled "An act to regulate the sale of intoxicating liquors in cities of over 150,000 inhabitants," was lost, be reconsidered, and that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to lay said resolution upon the table, and it was determined in the affirmative.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act making appropriation for the purchase of a service uniform for organizations of the National Guard of the State of New York."

"An act authorizing the construction of a draw-bridge over Newtown creek, in Queens county."

"An act to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the county of Kings."

The hour of two o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until four o'clock.

FOUR O'CLOCK, P. M.

The House again met.

Under the operation of the ninth joint rule, Mr. Speaker announced the order of third reading of bills.

Mr. Earl moved to lay the order of third reading of bills on the table for the purpose of going into the order of general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Earl raised the point of order that no quorum was present.

Mr. Speaker ordered a call of the roll to ascertain if a quorum was present, when the following gentlemen responded :

Allen	Coffey	Hodges	Littlejohn	Palmer
Barnes	Craig	Howe	Locke, S. D.	Pierson
Binder	Curtis	Howland	Locke, L. R.	Rice
Boyce	Dayton	Hubbell	McCabe	Seeber
Boynton	Earl	Hunt	Miles	Sweet
Brogan	Erwin	Husted	Murray	Taylor
Brown, C. W.	Farnum	Jobes	Nash	Tremper
Brown, J. H.	Farrell	Johnson, G. R.	Nelson	Van Allen
Butler	Geddes	Johnson, S. W.	Noxon	Walrath
Cady	Hall	Jones	Odell	Westfall
Cartwright	Harpending	Kent	Olin	Whiteman
Church	Heath	Kittle	Osborne	Wilcox
Clinton	Higgins	Lindsay	Owen	

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A communication from the public printer was received and read, in response to a resolution of the Assembly, asking the cause of the delay in printing the Report of the Railroad Commissioners.

Mr. Tremper moved to lay the order of third reading of bills on the table for the purpose of going into committee of the whole on Assembly bill No. 515, entitled "An act to amend chapter 582 of the Laws of 1880, entitled 'An act to provide for excavating and tunneling and bridging for transportation purposes within villages and cities of this State.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act for the relief of Isaac Piser," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Heath	Kent	Owen
Allen	Craig	Hendricks	Kittle	Pierson
Barnes	Curtis	Higgins	Kneeland	Pratt

Binder	Dayton	Hodges	Lindsay	Priddy
Boyce	Dean	Hooley	Littlejohn	Rice
Boynton	Dibble	Howe	Locke, S. D.	Roosevelt
Brogan	Earl	Howland	McCabe	Scott
Brown, C. W.	Erwin	Hubbell	Miles	Seeber
Brown, J. H.	Farnum	Hunt	Murray	Sweet
Butler	Farrell	Husted	Nash	Taylor
Cady	Felter	Jobs	Nelson	Tremper
Cartwright	Garbutt	Johnson, G. R.	Noxon	Van Allen
Childs	Geddes	Jones	Odell	Walrath
Church	Hall	Joyce	Olin	Whiteman
Clarke	Harpending	Kelly	Osborne	Wilcox
Clinton	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kelly offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill No. 631, entitled "An act to authorize the sale of lands for non-payment of taxes and for the collection of unpaid taxes in the county of Kings," be recommitted to the committee on the judiciary for a hearing, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Taylor moved that the order of third reading of bills be laid upon the table for the purpose of taking up the order of general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to amend section 3 of article 1, title 1, chapter 16 of part 1 of the Revised Statutes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hodges	Lindsay	Priddy
Allen	Curtis	Hooley	Littlejohn	Rice
Barnes	Dibble	Howe	McCabe	Roche
Binder	Earl	Howland	Miles	Roosevelt
Boyce	Erwin	Hubbell	Murphy	Scott
Boynton	Farnum	Hunt	Nagle	Seeber
Brogan	Farrell	Husted	Nash	Sipp
Brown, C. W.	Felter	Jobs	Nelson	Sweet
Brown, J. H.	Forsyth	Johnson, G. R.	Noxon	Taylor
Butler	Garbutt	Jones	Odell	Tremper
Cady	Geddes	Joyce	Olin	Van Allen
Cartwright	Hall	Kelly	Osborne	Walrath
Childs	Harpending	Kent	Owen	Welch
Church	Hawkins	Kittle	Palmer	Westfall
Clarke	Heath	Kneeland	Pierson	Whiteman
Clinton	Hendricks	Kruse	Pratt	Wilcox
Coffey	Higgins	Lewis	Price	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for laying additional water mains from the Loughberry water-works in the village of Saratoga Springs," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howe	Murphy	Roche
Barnes	Duffy	Howland	Murray	Roosevelt
Binder	Erwin	Hubbell	Nagle	Scott
Boyce	Farnum	Hunt	Nash	Seeber
Boynton	Farrell	Husted	Nelson	Shoemaker
Brogan	Felter	Jobes	Noxon	Sipp
Brown, C. W.	Forsyth	Johnson, G. R.	Odell	Smith, W. E.
Brown, J. H.	Garbutt	Jones	Olin	Smith, C.
Cady	Geddes	Joyce	Oliver	Sweet
Cartwright	Hall	Kelly	Osborne	Taylor
Childs	Harpending	Kent	Otis	Tremper
Church	Hawkins	Kittle	Owen	Van Allen
Clarke	Heath	Kneeland	Palmer	Van Cott
Clinton	Hendricks	Kruse	Pierson	Walrath
Coffey	Higgins	Lewis	Pratt	Welch
Craig	Hodges	Littlejohn	Price	Westfall
Curtis	Hooley	McCabe	Priddy	Whiteman
Darragh	Horton	Miles	Rice	Wilcox
Dayton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of Orleans county to audit claims for material used in constructing the county poor-house in said county," having been announced for a third reading,

Mr. Dibble moved to amend as follows :

In line 5, section 1, after the word "county," insert the words "provided such claims are so audited and allowed by them prior to April 1st, 1885."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hooley	Locke, S. D.	Price
Allen	Donnelly	Horton	McCabe	Priddy
Barnes	Duffy	Howland	Mullaney	Roche

Binder	Earl	Hubbell	Murphy	Roosevelt
Boyce	Farnum	Hunt	Murray	Rosenthal
Boynton	Farrell	Husted	Nagle	Scott
Brogan	Felter	Jobes	Nash	Sipp
Brown, C. W.	Forsyth	Johnson, G. R.	Nelson	Smith, W. E.
Brown, J. H.	Garbutt	Jones	Noxon	Sweet
Cady	Geddes	Joyce	Odell	Tremper
Cartwright	Hall	Kent	Olin	Van Allen
Childs	Harpending	Kittle	Oliver	Van Cott
Clarke	Hawkins	Kneeland	Osborne	Walrath
Clinton	Heath	Kruse	Owen	Welch
Craig	Hendricks	Lewis	Palmer	Westfall
Curtis	Higgins	Lindsay	Pierson	Whiteman
Darragh	Hodges	Littlejohn	Pratt	Wilcox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the voters of the several towns of the State to create and elect boards of town auditors in such towns, and to prescribe their powers and duties," having been announced for a third reading,

Mr. Tremper moved to amend the same as follows :

In section 3, line 2, printed bill, after the word "boards," insert the words "including the examination, settlement, auditing and certification of the accounts of all town officers."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 8 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hodges	McDonald	Roche
Allen	Darragh	Hooley	Murphy	Roosevelt
Barnes	Donnelly	Horton	Murray	Shoemaker
Binder	Duffy	Howe	Nagle	Sipp
Boyce	Farnum	Howland	Nash	Smith, W. E.
Brogan	Farrell	Hubbell	Nelson	Smith, C.
Brown, C. W.	Garbutt	Jones	Noxon	Sweet
Burns	Geddes	Kent	Oliver	Tremper
Cady	Haggerty	Kittle	Osborne	Van Allen
Cartwright	Harpending	Kneeland	Owen	Van Cott
Church	Hasbrouck	Kruse	Palmer	Van Duzer
Clarke	Hawkins	Lewis	Pierson	Walrath
Coffey	Heath	Lindsay	Pratt	Welch
Craig	Higgins	Locke, S. D.	Price	

Those who voted in the negative, were

Boynton	Felter	McCabe	Westfall	Whiteman
Erwin	Littlejohn	Priddy		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the construction of a draw-bridge over Newtown creek in Queens county," having been announced for a third reading,

Mr. Church moved to recommit the same to the committee on commerce and navigation, retaining its place on the order of third reading of bills.

Mr. Burns moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Church, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 14 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Heath	Littlejohn	Pratt
Allen	Donnelly	Hendricks	Locke, S. D.	Price
Barnes	Duffy	Higgins	McDonald	Roche
Binder	Earl	Hooley	Murphy	Rosenthal
Boyce	Farnum	Horton	Murray	Scott
Brogan	Farrell	House	Nagle	Sipp
Brown, J. H.	Felter	Howland	Nash	Smith, W. E.
Burns	Forsyth	Hubbell	Nelson	Smith, C.
Butler	Garbutt	Husted	Noxon	Sweet
Cartwright	Geddes	Jobes	Odell	Van Allen
Clarke	Haggerty	Johnson, G. R.	Oliver	Van Cott
Clinton	Hall	Kittle	Osborne	Veeder
Coffey	Harpending	Kneeland	Owen	Whiteman
Darragh	Hasbrouck	Lindsay	Pierson	Wilcox
Dayton	Hawkins			

Those who voted in the negative, were

Boynton	Erwin	Hunt	Olin	Seeber
Cady	Hodges	Kelly	Priddy	Van Duzer
Church	Howe	Kruse	Roosevelt	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act making appropriation for the purchase of a service uniform for organizations of the National Guard of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Duffy	Howe	McDonald	Roche
Barnes	Earl	Hubbell	Miles	Roosevelt
Boyce	Ely	Husted	Murphy	Rosenthal

Boynton	Farnum	Johnson, G.R.	Murray	Shoemaker
Brogan	Farrell	Jones	Nagle	Sipp
Brown, C. W.	Felter	Joyce	Nash	Smith, W. E.
Brown, J. H.	Forsyth	Kelly	Noxon	Smith, C.
Burns	Haggerty	Kent	Odell	Taylor
Butler	Hall	Kittle	Olin	Van Allen
Cartwright	Hasbrouck	Kneeland	Oliver	Van Cott
Church	Haskell	Lewis	Osborne	Van Duzer
Clarke	Hawkins	Lindsay	Owen	Veeder
Clinton	Heath	Littlejohn	Pierson	Walrath
Coffey	Hodges	Locke, S. D.	Pratt	Westfall
Darragh	Horton	Locke, L. R.	Priddy	Wilcox
Donnelly	House	McCabe		

Those who voted in the negative, were

Dayton	Howland	Hunt	Scott	Seeber
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the widening of the superstructure and improving the approaches of a highway bridge over the Erie canal in the town of Meriden, in the county of Montgomery," having been announced for a third reading,

Mr. Littlejohn moved to amend as follows:

In section 1, line 2, strike out the words "and directed," and insert in lieu thereof the words "if in his judgment he shall deem it necessary."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES	79 }
{ NOES	4 }

Those who voted in the affirmative, were

Ackroyd	Dibble	House	McCabe	Roche
Allen	Donnelly	Howe	McDonald	Roosevelt
Bailey	Duffy	Howland	Miles	Scott
Binder	Earl	Hubbell	Nagle	Seeber
Boyce	Ely	Hunt	Nash	Shoemaker
Brogan	Farnum	Husted	Nelson	Sipp
Burns	Forsyth	Johnson, S. W.	Odell	Smith, W. E.
Butler	Haggerty	Jones	Olin	Smith, C.
Cady	Hall	Joyce	Oliver	Sweet
Cartwright	Harpending	Kelly	Osborne	Van Allen
Church	Hasbrouck	Kent	Otis	Van Cott
Clarke	Haskell	Kneeland	Owen	Veeder
Coffey	Hawkins	Lindsay	Palmer	Welch
Curtis	Hendricks	Littlejohn	Pierson	Westfall
Darragh	Hodges	Locke, S. D.	Pratt	Wilcox
Dayton	Horton	Locke, L. R.	Price	

Those who voted in the negative, were

Boynton	Brown, J. H.	Erwin	Kruse
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 9 of title 4 of chapter 129 of the Laws of 1872, as amended by section 9 of chapter 813 of the Laws of 1873, relative to the city of Troy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	McCabe	Roche
Allen	Dayton	Hooley	McDonald	Roosevelt
Bailey	Dibble	Horton	Moore	Scott
Barnes	Dimmick	House	Murphy	Sipp
Binder	Donnelly	Howland	Murray	Smith, W. E.
Briggs	Duffy	Hubbell	Nagle	Smith, C.
Brogan	Earl	Hunt	Nash	Sweet
Brown, C. W.	Ely	Husted	Noxon	Taylor
Brown, J. H.	Erwin	Johnson, S. W.	Odell	Van Allen
Butler	Farnum	Jones	Olin	Van Cott
Cady	Farrell	Joyce	Oliver	Van Duzer
Cartwright	Felter	Kelly	Osborne	Veeder
Church	Forsyth	Kent	Otis	Walrath
Clarke	Harpending	Kneeland	Owen	Welch
Clinton	Hasbrouck	Kruse	Palmer	Westfall
Coffey	Haskell	Lindsay	Pierson	Whiteman
Craig	Hawkins	Locke, S. D.	Pratt	Wilcox
Curtis	Heath	Locke, L. R.	Price	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to incorporate the Jewelers' Safety Fund Society of the city of New York," with a message that they have concurred in the passage of the same, with the following amendment:

Section 6, line 9, strike out the words "no particular member of," and insert "seven."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Higgins	Littlejohn	Roosevelt
Allen	Darragh	Hodges	Locke, S. D.	Rosenthal
Bailey	Dayton	House	Locke, L. R.	Scott
Barnes	Dean	Howe	McCabe	Seeber
Binder	Dibble	Howland	McDonald	Shoemaker
Boyce	Donnelly	Hubbell	Murphy	Sipp
Boynton	Donohue	Hunt	Nash	Smith, W. E.
Briggs	Duffy	Husted	Noxon	Sweet
Brogan	Ely	Jobes	Olin	Taylor
Brown, C. W.	Erwin	Johnson, G. R.	Oliver	Tremper

Brown, J. H.	Farnum	Johnson, S. W.	Osborne	Van Allen
Cady	Felter	Jones	Otis	Van Cott
Cartwright	Forsyth	Kelly	Palmer	Walrath
Church	Hall	Kent	Pierson	Westfall
Clarke	Harpending	Kneeland	Priddy	Whiteman
Clinton	Heath	Kruse	Roche	Wilcox
Coffey	Hendricks	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mt. Morris,' and to amend, revise and consolidate the subsequent acts amendatory thereof."

"An act to amend the charter of the city of Troy in relation to assessments for local improvements, and to provide means for paying the expense of such improvements."

"An act to amend chapter 351 of the Laws of 1866, entitled 'An act to incorporate the village of White Plains,' as amended by chapter 693 of the Laws of 1870, entitled 'An act to amend the charter of the village of White Plains,' and also to amend chapter 179 of the Laws of 1878, entitled 'An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled 'An act to incorporate the village of White Plains,' and chapter 409 of the Laws of 1873, entitled 'An act further to amend the charter of the village of White Plains, in the county of Westchester.'"

"An act to incorporate the Kings County Industrial Home for Boys."

"An act to improve the public health by prohibiting the manufacture of cigars and preparation of tobacco in any form in tenement-houses in certain cases, and regulating the use of tenement-houses in certain cases."

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Binder, Int. No. 962, entitled "An act to incorporate the State Executive Committee of the Young Men's Christian Associations of the State of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Murray, Int. No. 305, entitled "An act to secure inmates of institutions for the care of the poor freedom of worship," reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Hooley, Int. No. 616, entitled "An act in relation to commissioners of charities and their appointees in the city of Troy," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Palmer, from the committee on charitable and religious societies, to which was recommitted the bill introduced by Mr. Kelly, Int. No. 643, entitled "An act to incorporate the Kings County Catholic Protectory," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to amend an act in relation to a fund or property proceeding from the trustees for the Society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation, passed May 10, 1877," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Palmer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Young Women's Christian Association of Poughkeepsie," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was substituted for Assembly bill on the same subject and ordered to a third reading.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled 'An act to amend an act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, being chapter 163 of the Laws of 1860," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to authorize the common council of the city of Oswego to borrow money, and to raise by tax upon the real and personal property of said city in the year 1884 a sum sufficient to repay the same."

"An act to amend an act entitled 'An act to amend an act entitled An act to amend an act entitled An act to incorporate the Association for the Benefit of Colored Orphans in the city of New York,' passed April 16, 1838, passed April 1, 1871, passed April 22, 1872."

"An act to release the interest of the people of the State of New York in and to certain real estate in the city of Brooklyn, in the county of Kings; in the State of New York, of which George Brehm died seized, to Magdalena Landvogt."

"An act for the relief George La Bounty."

"An act to authorize the supervisor of the town of Thompson, in the county of Sullivan, to borrow money to pay interest on certain bonds of said town, and to pay the expenses of carrying into effect the provisions of chapter 226 of the Laws of 1883."

"An act to amend chapter 248 of the Laws of 1872, entitled 'An act to authorize the formation, establishing and maintaining of driving park and park associations.'"

"An act making an appropriation for the purpose of reimbursing the village of Little Falls for moneys paid under an order of the State Board of Health."

"An act to release and convey to Mary Menzies the right, title and interest of the people of the State of New York in and to certain real estate in the city and county of New York."

"An act to amend chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof."

"An act to provide for the erection of an addition and making necessary alterations and repairs to the State arsenal in the city of Buffalo, and making an appropriation therefor."

"An act to change the corporate name of the German-American Loan and Trust Company of the city of New York to the Title Guarantee and Trust Company."

"An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland.'"

"An act to amend chapter 80 of the Laws of 1871, entitled 'An act for the election of a receiver of taxes and assessments for the town of Rye and village of Portchester.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act relating to the employment of children by contract in houses of refuge, reformatories, correctional and other institutions," having been announced for a third reading,

On motion of Mr. Howe, and by unanimous consent, the same was amended by inserting in line 2 of section 1, after "reformatory" the words "or other," and striking out the words "or other," after the word "correctional."

Mr. S. D. Locke moved to amend as follows:

Section 1, line 5, after the word "or" (first occurring), strike out the words "children under sixteen years of age," and insert in lieu thereof the word "inmate."

Also, in line 6, strike out the words "or inmates of."

Pending which,

Mr. Howe moved to extend the session until fifteen minutes past six o'clock.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Howe, and it was determined in the negative.

Mr. Hunt moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Pending which,

By unanimous consent, the subject was postponed until to-morrow morning.

The hour of six o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

WEDNESDAY, APRIL 9, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Charles Wood.

The journal of yesterday was read and approved.

Mr. Speaker called from the table Assembly Document No. , being a list of special general orders proposed to be referred to the sub-committee of the whole :

The Speaker and Clerk, with the consent of the House, referred the following bills to the sub-committee of the whole :

No. 550, G. O. 528, "An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State."

No. 519, G. O. 471, "An act to provide for and define the public or legislative printing."

No. 364, G. O. 359, "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark."

No. 426, G. O. 405, "An act to authorize the board of supervisors of Kings county to make suitable provision to reimburse John Cunningham for all legitimate costs, counsel fees and expenses which were incurred by him in and about a certain action brought against him while holding the office of commissioner of charities for the county of Kings."

No. 524, G. O. 501, "An act to prevent the spread of foul brood among bees, and to extirpate the same."

No. 277, G. O. 274, "An act to amend chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'"

No. 592, G. O. 558, "An act to facilitate the transfer of stocks and registered bonds."

No. 534, G. O. 513, "An act to amend chapter 170 of the Laws of 1866, entitled 'An act to incorporate the village of Montezuma.'"

No. 619, G. O. 617, "An act to legalize all medical degrees and diplomas granted prior to the passage of this act by the United States Medical College in the city of New York."

No. 376, G. O. 371, "An act to provide for adjusting and enforcing the claim of the town of Corning against the New York, Lackawana and Western Railway Company by reason of the construction of the railway of said company upon and along that portion of a highway of said town running through the Chemung Narrows, and appointing commissioners for that purpose."

No. 560, G. O. 535, "An act to authorize the comptroller of the city of New York to examine the claim of Robert T. Bailey, and to audit and pay the amount that may justly be due."

No. 488, G. O. 439, "An act to provide for the proper removal of stable manure from the city of New York."

No. 247, G. O. 247, "An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie."

No. 641, G. O. 599, "An act to amend chapter 154 of the Laws of 1882, entitled 'An act to protect primary elections and conventions of political parties, and to punish offenses committed thereat.'"

No. 549, G. O. 527, "An act to amend chapter 547 of the Laws of 1855, entitled 'An act allowing illegitimate children to inherit real and personal property in certain cases.'"

No. 531, G. O. 510, "An act to repeal an act entitled 'An act to confer further power on the boards of supervisors,' passed May 22, 1882."

No. 553, G. O. 531, "An act to extend the authority of the treasurer of Chemung county, in the investment of moneys known as the railroad bonds sinking fund."

Senate, No. 108, G. O. 320, "An act to regulate the appointment of managers for the New York State Reformatory at Elmira."

No. 539, G. O. 518, "An act to exempt the county of Chenango from the provisions and operations of chapter 346 of the Laws of 1883, entitled 'An act to provide for the construction, care, maintenance, preservation and repair of public bridges over streams or other waters forming the boundary lines of counties, and to apportion the expense thereof.'"

No. 540, G. O. 519, "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'"

No. 515, G. O. 465, "An act to amend chapter 582 of the Laws of 1880, entitled 'An act to provide for excavating and tunneling and bridging for transportation purposes within villages and cities of this State.'"

No. 604, G. O. 573, "An act for the relief of Mary A. Vandewater, administratrix of Henry Vandewater, deceased."

No. 652, G. O. 612, "An act to provide for the payment of certain claims for work done and material furnished in constructing water-works in the village of Amsterdam."

No. 600, G. O. 569, "An act to amend an act entitled 'An act to establish free schools in district No. 3, in the town of Flushing,' passed April 16, 1857, and to provide the purchase of sites, the erection of school-houses, and the support and management of the schools in said district."

No. 538, G. O. 517, "An act to amend chapter 441 of the Laws of 1864, and to repeal chapter 451 of the Laws of 1880, entitled 'An act supplementary to chapter 441 of the Laws of 1864, entitled 'An act in relation to the performance of highway labor in Queens county.'"

No. 688, G. O. 461, "An act to lay out and establish a permanent exterior street along a portion of the East river in the city of New York, and to alter the map or plan of the city of New York to conform thereto."

No. 517, G. O. 467, "An act to establish the pier line on the Brooklyn shore of the East river, between Bushwick and Newtown creeks."

No. 696, G. O. 658, "An act to authorize the Brooklyn City Railroad Company to grant, sell and convey to the Broadway Railroad Company of Brooklyn, and the Broadway Railroad Company of Brooklyn to purchase of the Brooklyn City Railroad Company all the right, title and interest of the Brooklyn City Railroad Company in the Cypress Hill extension, so called, in the town of New Lots, in the county of Kings, and the real estate hitherto used in connection therewith."

The Senate returned the resolution recalling from the Governor Assembly bill No. 261, entitled "An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village,' and the several acts amendatory thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Speaker called up the Senate bill No. 182, entitled 'An act relating to the employment of children by contract in houses of refuge,

reformatories, correctional and other institutions,' and announced the pending question as on the motion of Mr. S. D. Locke to amend as follows :

Section 1, line 5, after the word "or" (first occurring), strike out the words "children under sixteen years of age," and insert in lieu thereof the word "inmates."

Also, in line 6, strike out the words "or inmates of."

On motion of Mr. House, and by unanimous consent, said bill was committed to the committee on State prisons for perfection, retaining its place on the order of third reading.

The bill entitled "An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mount Morris,' and to amend, revise and consolidate the subsequent acts amendatory thereof," having been announced for a third reading,

Mr. Scott moved to amend said bill as follows:

Section 4, line 22, after the word "by," insert the word "twenty-five."

Section 5, line 1, after the word "meeting," insert the words "under this act."

Section 9, line 52, after the word "sidewalks," insert the word "free."

Section 42, line 5, strike out the word "if," and insert in lieu thereof the word "of."

On page 23, change section 26 to 46.

Section 65, line 4, after the word "public," insert the word "health."

Same section, line 24, strike out the word "at."

Same section, line 24, strike out the word "election," and insert in lieu thereof the word "elector."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Scott, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ ~~AYES~~ 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Earl	Hubbell	Mullaney	Roche
Bailey	Ely	Husted	Murray	Roosevelt
Binder	Erwin	Jobes	Nagle	Scott
Boyce	Farnum	Johnson, G. R.	Nash	Seeber
Boynton	Farrell	Johnson, S. W.	Nelson	Sipp
Briggs	Felter	Jones	Noxon	Smith, W. E.
Brogan	Haggerty	Joyce	Odell	Sweet
Brown, J. H.	Hall	Kittle	Olin	Taylor
Butler	Harpending	Kneeland	Oliver	Tremper
Cady	Haskell	Kruse	Osborne	Van Allen
Cartwright	Hawkins	Lewis	Otis	Van Cott
Childs	Hendricks	Littlejohn	Owen	Van Duzer
Church	Higgins	Locke, S. D.	Palmer	Veeder
Craig	Hodges	Locke, L. R.	Pierson	Welch
Curtis	Horton	Maher	Pratt	Westfall
Dimmick	House	McCabe	Price	Whiteman
Donnelly	Howland	Miles	Priddy	Zimmerman
Duffy				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 351 of the Laws of 1866, entitled 'An act to incorporate the village of White Plains,' as amended by chapter 693 of the Laws of 1870, entitled 'An act to amend the charter of the village of White Plains,' and also to amend chapter 179 of the Laws of 1878, entitled "An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled An act to incorporate the village of White Plains,' and chapter 409 of the Laws of 1873, entitled 'An act further to amend the charter of the village of White Plains, in the county of Westchester,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Miles	Roosevelt
Allen	Dibble	Howland	Mullaney	Scott
Beckwith	Duffy	Hubbell	Murray	Seeber
Binder	Earl	Husted	Nagle	Sipp
Boyce	Ely	Jobes	Nash	Smith, W. E.
Boynton	Erwin	Johnson, G. R.	Nelson	Sweet
Briggs	Farnum	Johnson, S. W.	Noxon	Taylor
Brogan	Farrell	Joyce	Odell	Tremper
Brown, C. W.	Felter	Kelly	Olin	Van Allen
Brown, J. H.	Haggerty	Kittle	Oliver	Van Cott
Butler	Harpending	Kneeland	Osborne	Van Duzer
Cady	Haskell	Kruse	Otis	Veeder
Cartwright	Hawkins	Lewis	Owen	Walrath
Church	Heath	Lindsay	Palmer	Welch
Clarke	Hendricks	Littlejohn	Pierson	Westfall
Clinton	Higgins	Locke, S. D.	Pratt	Whiteman
Coffey	Hodges	Locke, L. R.	Price	Wilcox
Craig	Horton	Maher	Roche	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Kings County Industrial Home for Boys," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hodges	Littlejohn	Pierson
Beckwith	Dibble	Hooley	Locke, S. D.	Pratt
Boyce	Duffy	Horton	Locke, L. R.	Roosevelt
Boynton	Earl	House	Maher	Scott
Briggs	Ely	Howland	Miles	Seeber
Brogan	Farnum	Hubbell	Moore	Sipp
Brown, C. W.	Farrell	Hunt	Nagle	Smith, W. E.

Brown, J. ⁿ H.	Garbutt	Husted	Nash	Sweet
Butler	Geddes	Jobes	Nelson	Tremper
Cady	Haggerty	Johnson, S. W.	Noxon	Van Allen
Cartwright	Hall	Jones	Odell	Van Duzer
Church	Harpending	Joyce	Olin	Veeder
Clarke	Haskell	Kent	Osborne	Westfall
Clinton	Hawkins	Kittle	Otis	Whiteman
Coffey	Heath	Kruse	Owen	Wilcox
Craig	Hendricks	Lewis	Palmer	Zimmerman
Curtis	Higgins	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relative to the Quinn & Nolan Ale Brewing Company, the shares thereof, and the conveyance and transfer thereto of certain real and personal property of the minor children of Terrence J. Quinn, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	House	Murray	Roosevelt
Beckwith	Duffy	Howland	Nagle	Scott
Binder	Earl	Hubbell	Nash	Seeber
Briggs	Ely	Hunt	Nelson	Shoemaker
Brown, C. W.	Farrell	Husted	Noxon	Sipp
Brown, J. H.	Felter	Jackson	Odell	Smith, W. E.
Butler	Garbutt	Jobes	Oliver	Sweet
Cady	Geddes	Jones	Osborne	Taylor
Cartwright	Haggerty	Kent	Otis	Tremper
Church	Hall	Kittle	Owen	Van Allen
Clarke	Harpending	Kruse	Palmer	Van Cott
Clinton	Haskell	Lewis	Pierson	Van Duzer
Coffey	Hawkins	Littlejohn	Pratt	Westfall
Craig	Heath	Locke, S. D.	Price	Whiteman
Curtis	Hendricks	Maher	Rice	Wilcox
Dayton	Higgins	Miles	Roche	Zimmerman
Dibble	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Littlejohn moved to lay the order of third reading of bills upon the table for the purpose of going into committee of the whole on Senate bill No. 59, entitled "An act in relation to the publication of legal and other notices and advertisements, and in relation to the State paper."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the Senate bill entitled as follows:

"An act in relation to the publication of legal and other notices and advertisements, and in relation to the State paper."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Heath, from said committee, reported progress on said bill, and asked leave to sit again.

Mr. Littlejohn moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 75 }
{ NOES 23 }

Those who voted in the affirmative, were

Bailey	Erwin	House	Locke, S. D.	Scott
Beckwith	Farnum	Howe	Locke, L. R.	Seeber
Binder	Felter	Howland	Mullaney	Shoemaker
Boynton	Garbutt	Hubbell	Nash	Sipp
Briggs	Haggerty	Hunt	Noxon	Sweet
Brown, C. W.	Hall	Johnson, G. R.	Odell	Taylor
Brown, J. H.	Harpending	Johnson, S. W.	Olin	Tremper
Cady	Hasbrouck	Jones	Otis	Van Allen
Cartwright	Haskell	Joyce	Owen	Van Cott
Childs	Hawkins	Kent	Palmer	Van Duzer
Church	Heath	Kittle	Pierson	Walrath
Clinton	Hendricks	Kneeland	Pratt	Welch
Dean	Hodges	Kruse	Price	Whiteman
Dibble	Hookey	Lewis	Priddy	Wilcox
Dimmick	Horton	Littlejohn	Rice	Zimmerman

Those who voted in the negative, were

Brogan	Earl	Jobs	Nagle	Roche
Coffey	Ely	Lindsay	Nelson	Roosevelt
Craig	Farrell	Maher	Oliver	Rosenthal
Curtis	Higgins	McCabe	Osborne	Westfall
Dreiss	Jackson	Miles		

Mr. Littlejohn moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 13 }

Those who voted in the affirmative, were

Bailey	Dreiss	Horton	Locke, L. R.	Scott
Beckwith	Earl	Howe	Mullaney	Seeber
Binder	Erwin	Howland	Nash	Shoemaker
Boynton	Farnum	Hubbell	Noxon	Sipp
Briggs	Felter	Hunt	Odell	Smith, C.
Brown, C. W.	Garbutt	Husted	Olin	Sweet
Brown, J. H.	Geddes	Johnson, G. R.	Oliver	Taylor

Butler	Haggerty	Jones	Otis	Tremper
Cady	Hall	Joyce	Owen	Van Allen
Cartwright	Harpending	Kent	Palmer	Van Cott
Childs	Hasbrouck	Kittle	Pierson	Van Duzer
Clinton	Haskell	Kneeland	Pratt	Walrath
Craig	Hawkins	Kruse	Price	Welch
Dean	Heath	Lewis	Priddy	Whiteman
Dibble	Hendricks	Littlejohn	Rice	Wilcox
Dimmick	Hodges	Locke, S. D.	Roche	Zimmerman
Donnelly				

Those who voted in the negative, were

Church	Ely	McCabe	Nelson	Smith, W. E.
Coffey	Lindsay	Miles	Roosevelt	Westfall
Curtis	Maher	Nagle		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Geddes offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That when this Legislature adjourns on Thursday, it be until Monday evening next at 8 o'clock.

Said resolutions being concurrent,

Ordered, That the same be laid upon the table.

Mr. Taylor moved to lay all orders of business on the table down to the order of general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 9, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, I herewith return, for amendment, Assembly bill No. 261, entitled "An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds, and to enlarge the powers of the corporation of said village,' and the several acts amendatory thereof."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hendricks	Locke, S. D.	Priddy
Bailey	Dreiss	Higgins	Miles	Roche
Barnes	Duffy	Hodges	Murray	Roosevelt
Binder	Earl	Horton	Nagle	Rosenthal
Boynton	Erwin	House	Nash	Scott
Briggs	Farnum	Howland	Noxon	Seeber

Brogan	Farrell	Hubbell	Odell	Shoemaker
Brown, C. W.	Felter	Jackson	Olin	Sipp
Brown, J. H.	Garbutt	Jobes	Oliver	Smith, W. E.
Cartwright	Geddes	Johnson, S. W.	Osborne	Sweet
Childs	Haggerty	Joyce	Otis	Taylor
Clarke	Hall	Kent	Owen	Van Allen
Clinton	Harpending	Kneeland	Palmer	Van Duzer
Coffey	Hasbrouck	Kruse	Pierson	Whiteman
Craig	Haskell	Lewis	Pratt	Wilcox
Dean	Hawkins	Lindsay	Price	Zimmerman
Dibble	Heath	Littlejohn		

On motion of Mr. Bailey, and by unanimous consent, said bill was amended as follows:

Section 6, title 3, page 5, line 6, strike out the word "said."

Same section, line 8, after the word "year," insert "and which notices, in addition to being posted as now required for notices by town assessors, shall be published in two newspapers published in said village."

Section 5, title 4, page 15, line 2, after the word "times," strike out all down to and including the word "behavior," in line 9, and insert in lieu thereof "to arrest with or without process within said village all common prostitutes, vagrants, and also all other persons found by them in the actual commission of any of the acts and offenses specified in section 6 of this title, and take them, or cause them to be taken before any justice of the peace residing in said village, to be dealt with according to law."

Same section, line 16, strike out all after the word "otherwise," down to and including the word "fires," in line 17.

Section 6, title 9, page 38, strike out all of said section and insert in lieu thereof the following:

"§ 6. A majority of the board of trustees present at any fire shall have power to pull down, blow up and remove buildings for the purpose of arresting the progress of such fire and for the extinguishing of the same, in every case where a building shall be so pulled down, blown up, or removed under the authority of said trustees, any compensation to which the owners thereof may be entitled shall be paid by said village."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hendricks	Lindsay	Price
Allen	Dimmick	Higgins	Littlejohn	Priddy
Bailey	Donnelly	Hodges	Locke, S. D.	Roche
Baker	Dreiss	Horton	Mullaney	Roosevelt
Barnes	Duffy	Howland	Murray	Rosenthal
Beckwith	Erwin	Hubbell	Nagle	Scott
Binder	Farnum	Husted	Nash	Seeber
Boynton	Farrell	Jackson	Nelson	Shoemaker
Briggs	Felter	Jobes	Noxon	Sweet

Brogan	Forsyth	Johnson, G. R.	Odell	Taylor
Butler	Garbutt	Johnson, S. W.	Olin	Tremper
Cartwright	Geddes	Joyce	Oliver	Van Allen
Childs	Harpending	Kelly	Otis	Van Cott
Clarke	Hasbrouck	Kent	Owen	Walrath
Coffey	Haskell	Kittle	Palmer	Westfall
Craig	Hawkins	Kneeland	Pierson	Whiteman
Curtis	Heath	Lewis	Pratt	Zimmerman
Dean				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Van Cott offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee on engrossed bills be authorized to employ a stenographer to be appointed by the Speaker at a salary not to exceed seven dollars a day for the balance of the session.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Duffy	Husted	Nash	Scott
Bailey	Erwin	Jobes	Odell	Shoemaker
Barnes	Farnum	Johnson, G. R.	Olin	Sipp
Binder	Felter	Johnson, S. W.	Oliver	Smith, W. E.
Briggs	Garbutt	Kelly	O'Neil	Taylor
Brogan	Hasbrouck	Kent	Osborne	Van Allen
Childs	Haskell	Kneeland	Otis	Van Cott
Clarke	Hawkins	Kruse	Owen	Van Duzer
Clinton	Heath	Lewis	Pierson	Veeder
Coffey	Higgins	Lindsay	Pratt	Welch
Craig	Hodges	Locke, S. D.	Price	Westfall
Dean	Horton	Locke, L. R.	Priddy	Whiteman
Dibble	House	Moore	Rice	Wilcox
Dimmick	Howland	Murray	Roosevelt	Zimmerman
Donnelly	Hubbell	Nagle	Rosenthal	

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 3, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 259, entitled "An act to amend chapter 291 of the Laws of 1870, entitled "An act for the incorporation of villages.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Howe	Locke, S. D.	Pratt
Allen	Curtis	Howland	Locke, L. R.	Price
Bailey	Darragh	Hubbell	Maher	Priddy
Barnes	Dean	Hunt	Miles	Roosevelt
Beckwith	Dibble	Husted	Nagle	Rosenthal
Binder	Dimmick	Jackson	Nash	Seeber
Boynton	Donnelly	Jobes	Nelson	Shoemaker
Briggs	Duffy	Johnson, S.W.	Noxon	Sweet
Brogan	Erwin	Jones	Odell	Tremper
Brown, C. W.	Farnum	Joyce	Olin	Van Allen
Brown, J. H.	Felter	Kelly	Oliver	Van Cott
Cady	Hasbrouck	Kent	Osborne	Veeder
Cartwright	Haskell	Kittle	Otis	Walrath
Church	Hawkins	Kneeland	Owen	Whiteman
Clarke	Hodges	Lewis	Palmer	Zimmerman
Clinton	Hooley	Littlejohn	Pierson	

On motion of Mr. Otis, and by unanimous consent, said bill was amended as follows:

After the word "twenty-eight," in line 6, section 1, engrossed bill, insert the words "as follows."

Same section, strike out lines 7 to 14 inclusive, and insert in lieu thereof the following:

"28. To regulate the landing within the village of boats while making excursions for pleasure or the passengers therefrom; and in case the peace, order and quiet of the village shall require the same, to prohibit such landing of boats and passengers, and to prevent and prohibit any such passenger or passengers from coming into said village or the entertainment and harboring of such passengers therein."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Horton	Mullaney	Roche
Bailey	Dean	House	Murphy	Roosevelt
Barnes	Dibble	Howland	Nagle	Rosenthal
Beckwith	Dimmick	Hubbell	Nash	Scott
Binder	Duffy	Husted	Nelson	Shoemaker
Brogan	Erwin	Jackson	Odell	Sipp
Brown, C. W.	Farnum	Jobes	Olin	Sweet
Burns	Farrell	Johnson, S.W.	Oliver	Taylor
Butler	Felter	Kelly	O'Neil	Tremper
Cartwright	Garbutt	Kent	Osborne	Van Allen
Childs	Haggerty	Kittle	Otis	Van Cott
Church	Harpending	Lewis	Owen	Veeder
Clarke	Hasbrouck	Lindsay	Pierson	Whiteman
Clinton	Hawkins	Littlejohn	Pratt	Wilcox
Coffey	Higgins	Locke, S. D.	Priddy	Zimmerman
Craig	Hodges	Moore		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill entitled "An act to improve the public health by prohibiting the manufacture of cigars and preparation of tobacco in any form in tenement-houses in certain cases, and regulating the use of tenement-houses in certain cases," having been announced for a third reading,

Mr. Brögan moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 104 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hodges	Locke, S. D.	Priddy
Bailey	Donnelly	Hooley	McCabe	Rice
Barnes	Dreiss	Horton	McDonald	Roche
Binder	Duffy	House	Miles	Roosevelt
Briggs	Earl	Howe	Moore	Rosenthal
Brogan	Ely	Howland	Mullaney	Scott
Brown, C. W.	Erwin	Hubbell	Murphy	Seeber
Brown, J. H.	Farnum	Husted	Murray	Shoemaker
Burns	Farrell	Jackson	Nagle	Sipp
Butler	Felter	Jobes	Nelson	Smith, W. E.
Cady	Garbutt	Johnson, G. R.	Noxon	Smith, C.
Childs	Geddes	Johnson, S. W.	Odell	Taylor
Clarke	Haggerty	Jones	Olin	Tremper
Clinton	Hall	Joyce	Oliver	Van Cott
Coffey	Harpending	Kelly	O'Neil	Van Duzer
Craig	Hasbrouck	Kent	Osborne	Veeder
Curtis	Haskell	Kittle	Otis	Whiteman
Darragh	Hawkins	Kneeland	Owen	Wilcox
Dayton	Heath	Kruse	Palmer	Zimmerman
Dean	Hendricks	Lewis	Pratt	Speaker
Dibble	Higgins	Lindsay	Price	

Those who voted in the negative, were

Hunt	Nash	Sweet	Van Allen	Westfall
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 9, 1884.

To the Assembly :

I herewith return, without my approval, Assembly bill No. 143, entitled "An act supplementary to chapter 252 of the Laws of 1857, entitled 'An act to incorporate the Genesee Camp Ground Association.'"

The original act by which this association was created appoints nine trustees and provides the manner in which their successors may be elected; and fixes their term of office.

The bill herewith returned names in its first section nine other persons who are constituted trustees of the association in addition to those authorized by the original act. They are directed to meet during the annual meeting of the association in the present year and divide themselves into three classes of three members each. It is provided that the term of office of the first class shall expire at the annual session of the Genesee Conference of the Methodist Episcopal Church held in the year 1884, and the term of the other classes respectively at the same time in the years 1885 and 1886. The said conference is authorized to elect three trustees at its annual session in 1884, and the same number at every annual session to fill vacancies occasioned by the expiration of terms of office of the hereby constituted trustees. I think the provisions of the bill that the terms of the trustees therein named shall expire at the annual session of the Genesee Conference is objectionable because it fixes an uncertain time for such expiration.

Besides, there is absolutely no term fixed for such trustees as shall be elected by the conference to fill the places of those named in the bill; and I see nothing to prevent the indefinite continuance in office of the trustees thus elected. This could not have been the intention of the promoters of the measure.

I can see no advantage to be gained by the proposed increase of the trustees of this association; but if such increase is for any reason expedient, the nine trustees to be elected by the conference should not hold their offices for life as against an equal number elected under the original law, who hold for a definite time, and who are selected by the parties apparently more immediately connected with the association.

GROVER CLEVELAND.

Mr. Speaker announced the question to be, "Shall this bill become a law notwithstanding the objections of the Governor?"

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question, "Shall this bill become a law notwithstanding the objections of the Governor?" and it was determined in the negative, two-thirds of all the members elected to the Assembly not voting in favor thereof.

} AYES 61
} NOES 54

Those who voted in the affirmative, were

Bailey	Geddes	Hubbell	Locke, L. R.	Scott
Beckwith	Hall	Hunt	Nash	Seeber
Binder	Hasbrouck	Husted	Noxon	Shoemaker
Boynnton	Haskell	Jones	Olin	Sipp
Briggs	Hawkins	Joyce	O'Neil	Sweet
Cartwright	Heath	Kent	Otis	Taylor
Clinton	Hendricks	Kittle	Owen	Tremper
Curtis	Hodges	Kneeland	Palmer	Van Allen
Dean	Horton	Kruse	Pratt	Van Duzer
Dibble	House	Lewis	Price	Westfall
Erwin	Howe	Littlejohn	Priddy	Zimmerman
Farnum	Howland	Locke, S. D.	Roosevelt	Speaker
Garbutt				

Those who voted in the negative, were

Ackroyd	Coffey	Haggerty	McCabe	Osborne
Allen	Craig	Harpending	McDonald	Rice

Barnes	Darragh	Higgins	Miles	Roche
Brogan	Dayton	Hooley	Moore	Rosenthal
Brown, C. W.	Dimmick	Jackson	Mullaney	Smith, W. E.
Brown, J. H.	Donnelly	Jobes	Murphy	Smith, C.
Butler	Dreiss	Johnson, G. R.	Murray	Walrath
Cady	Duffy	Johnson, S. W.	Nagle	Welch
Childs	Ely	Kelly	Nelson	Whiteman
Church	Farrell	Lindsay	Odell	Wilcox
Clarke	Felter	Maher	Oliver	

Mr. Roosevelt offered, for the consideration of the House, a resolution in the words following :

Resolved, That the time within which the special committee appointed to investigate the various departments of the government of the city and county of New York may report, be extended from the 15th of April to the day of final adjournment of this Legislature.

Mr. Roosevelt moved the previous question.

Mr. Speaker put the question " Shall the main question be now put ? " and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Erwin offered, for the consideration of the House, a resolution in the words following:

Resolved, That the stenographers to the special investigating committee into the local government of the city and county of New York and the special committee to investigate the affairs of the Western House of Refuge at Rochester, N. Y., receive respectively compensation for their services at the rate of 20 cents per folio.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 {
{ NOES 1 }

Those who voted in the affirmative, were

Barnes	Geddes	Jobes	Murphy	Rosenthal
Beckwith	Harpending	Jones	Nagle	Seeber
Binder	Hasbrouck	Joyce	Noxon	Shoemaker
Brogan	Haskell	Kelly	Odell	Sipp
Cartwright	Hawkins	Kent	Olin	Smith, W. E.
Church	Heath	Kittle	Oliver	Smith, C.
Clarke	Hendricks	Kneeland	O'Neil	Sweet
Curtis	Hodges	Kruse	Osborne	Tremper
Dayton	Hooley	Lewis	Otis	Van Allen
Dibble	Horton	Littlejohn	Owen	Van Cott
Dimmick	Howe	Locke, S. D.	Palmer	Van Duzer
Erwin	Howland	Locke, L. R.	Pierson	Welch
Farnum	Hubbell	Maher	Pratt	Westfall
Farrell	Hunt	Miles	Price	Whiteman
Felter	Husted	Moore	Roosevelt	Zimmerman
Garbutt				

For the negative,

Cady

Mr. Speaker appointed as stenographer to the committee on engrossed bills William P. Cleveland.

Mr. Van Cott, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act to grant to David C. Curtis certain land under water of Long Island sound for docks, and for the beneficial enjoyment of High Island."

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof.'"

"An act to amend an act entitled 'An act making appropriations for the several judicial district libraries,' passed May 26, 1880."

On motion of Mr. Hooley, the House took a recess until 8 o'clock, P. M.

EIGHT O'CLOCK, P. M.

The House again met.

Mr. Higgins offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from further consideration of Senate bill No. 109, entitled "An act to amend the Code of Civil Procedure," and the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Tremper introduced a bill entitled "An act providing for the satisfaction of certain official and other bonds," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The privileges of the floor were extended to Hon. H. S. Lockwood, a former member.

Mr. Cartwright, from the committee on public health, to which was referred the bill introduced by Mr. Clinton, Int. No. 1004, entitled "An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Barager introduced a bill (accompanied by petition) entitled "An act to allow persons whose lands were damaged by the Chenango canal extension to file claim for such damage and to collect the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

Mr. Olin introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, as amended by chapter 20 of the Laws of 1875," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Olin, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Heath	Maher	Roche
Barnes	Coffey	House	McCabe	Roosevelt
Becker	Craig	Hubbell	Moore	Rosenthal
Beckwith	Curtis	Hunt	Murphy	Seeber
Binder	Dibble	Jobes	Nagle	Shoemaker
Boynton	Dimmick	Johnson, G.R.	Nash	Sipp
Briggs	Donnelly	Jones	Nelson	Sweet
Brogan	Duffy	Kelly	Noxon	Van Allen
Brown, C. W.	Ely	Kittle	Odell	Van Cott
Brown, J. H.	Erwin	Kruse	Olin	Veeder
Burns	Farnum	Lewis	Otis	Walrath
Cady	Forsyth	Lindsay	Palmer	Westfall
Cartwright	Garbutt	Littlejohn	Pratt	Whiteman
Childs	Hall	Locke, S. D.	Price	Wilcox
Church	Harpending	Locke, L. R.	Rice	Zimmerman
Clapp	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to prevent deception in sales of dairy products," having been announced for a third reading,

Mr. Erwin moved to amend said bill as follows:

In section 7, line 1, after the word "packages," insert the words "butter or cheese."

In section 9, line 5, after the word "after," insert the words "the passage of this act."

Same line, after the word "act," strike out the words "becomes a law."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Erwin moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 101 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Harpending	Kneeland	Palmer
Allen	Coffey	Hasbrouck	Kruse	Pierson
Bailey	Craig	Haskell	Lewis	Pratt
Barnes	Curtis	Hawkins	Lindsay	Price
Barager	Darragh	Hendricks	Littlejohn	Priddy
Becker	Dayton	Higgins	Locke, S. D.	Roche
Beckwith	Dibble	Horton	Locke, L. R.	Roosevelt
Binder	Dimmick	House	Maher	Scott
Boyce	Donnelly	Howe	Miles	Seeber
Briggs	Dreiss	Howland	Moore	Shoemaker

Brogan	Duffy	Hubbell	Mullaney	Sipp
Brown, C. W.	Ely	Hunt	Nagle	Sweet
Brown, J. H.	Erwin	Husted	Nash	Taylor
Burns	Farnum	Jackson	Nelson	Tremper
Butler	Felter	Jobes	Noxon	Van Allen
Cady	Forsyth	Johnson, G. R.	Odell	Van Cott
Cartwright	Garbutt	Jones	Olin	Walrath
Childs	Geddes	Joyce	Osborne	Whiteman
Church	Haggerty	Kelly	Otis	Wilcox
Clarke	Hall	Kittle	Owen	Zimmerman
Clapp				

For the negative,
Boynton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend chapter 400 of the Laws of 1880, entitled 'An act making appropriations for the several judicial district libraries,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Church	Garbutt	Lindsay	Priddy
Bailey	Clapp	Hall	Littlejohn	Rice
Barnes	Clinton	Harpending	Locke, S. D.	Roche
Barager	Coffey	Hawkins	Locke, L. R.	Roosevelt
Bécker	Craig	Hendricks	Maher	Rosenthal
Beckwith	Curtis	Howe	McCabe	Scott
Binder	Darragh	Howland	Murphy	Seeber
Boyce	Dayton	Hubbell	Nagle	Shoemaker
Boynton	Dibble	Jackson	Noxon	Sipp
Briggs	Dimmick	Jobes	Odell	Sweet
Brogan	Donnelly	Johnson, G. R.	Olin	Taylor
Brown, C. W.	Dreiss	Johnson, S. W.	Osborne	Tremper
Brown, J. H.	Duffy	Jones	Otis	Van Allen
Burns	Farnum	Kelly	Owen	Van Cott
Butler	Farrell	Kneeland	Palmer	Whiteman
Cady	Felter	Kruse	Pratt	Wilcox
Cartwright	Forsyth	Lewis	Price	Zimmerman
Childs				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Butler	Forsyth	Kneeland	Rice
Allen	Cady	Garbutt	Kruse	Roche
Bailey	Cartwright	Haggerty	Lindsay	Scott
Baker	Childs	Hall	Littlejohn	Shoemaker
Barager	Church	Harpending	Maher	Sipp
Barnes	Clarke	Hasbrouck	McCabe	Smith, C.
Becker	Clapp	Hawkins	Nash	Sweet
Beckwith	Craig	Howland	Noxon	Tremper
Binder	Curtis	Hubbell	Odell	Van Allen
Boyce	Darragh	Jackson	Osborne	Van Cott
Boynton	Dimmick	Johnson, G. R.	Otis	Van Duzer
Briggs	Dreiss	Johnson, S. W.	Palmer	Walrath
Brogan	Duffy	Jones	Pratt	Westfall
Brown, C. W.	Erwin	Joyce	Price	Whiteman
Brown, J. H.	Farnum	Kelly	Priddy	Zimmerman
Burns	Felter			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the following entitled bill :

“An act to incorporate the Kings County Catholic Protectory.”

The bill entitled “An act to grant to David C. Curtis certain land under water of Long Island sound for docks, and for the beneficial enjoyment of High island,” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Howland	McCabe	Roosevelt
Bailey	Dibble	Hubbell	McDonald	Rosenthal
Barnes	Dimmick	Jackson	Miles	Scott
Barager	Duffy	Jobs	Moore	Seeber
Becker	Erwin	Johnson, G. R.	Murphy	Shoemaker
Binder	Farnum	Johnson, S. W.	Nagle	Sipp
Boynton	Farrell	Jones	Nash	Sweet
Brogan	Forsyth	Joyce	Nelson	Taylor
Brown, C. W.	Garbutt	Kelly	Noxon	Tremper
Brown, J. H.	Haggerty	Kittle	Odell	Van Allen
Burns	Hall	Kneeland	Olin	Van Cott
Cady	Harpending	Kruse	O'Neil	Van Duzer
Cartwright	Hasbrouck	Lewis	Osborne	Veeder
Church	Hawkins	Lindsay	Otis	Walrath
Clarke	Hendricks	Littlejohn	Owen	Westfall
Clapp	Higgins	Locke, S. D.	Palmer	Whiteman
Craig	Horton	Locke, L. R.	Rice	Wilcox
Curtis	Howe	Maher	Roche	Zimmerman
Darragh				

For the negative,
Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Kings County Catholic Protectors," having been announced for a third reading,

On motion of Mr. Kelly, and by unanimous consent, said bill was amended as follows :

Section 13, line 4, strike out the words "or in said city."

Section 11, line 17, after the word "magistrate," insert the words "such child shall reside."

Insert as section 31 the following :

"§ 31. The provisions of this act shall not be construed, or in any manner made in its execution to conflict with the act passed May 11, 1874, entitled 'An act to secure to children the benefits of an elementary education,' as amended by the act passed May 20, 1876, or to interfere with the board of education of the city of Brooklyn in its present manner of enforcing the provisions of the aforementioned act."

Section 11, line 17, after the word "magistrate," insert the words "such child shall reside."

Section 13, line 4, strike out the words "or in said city."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Higgins	McCabe	Rice
Barnes	Dibble	Hooley	McDonald	Roche
Binder	Dimmick	Horton	Miles	Roosevelt
Boynton	Donnelly	House	Moore	Rosenthal
Briggs	Dreiss	Howe	Mullaney	Seeber
Brogan	Duffy	Howland	Murphy	Shoemaker
Brown, C. W.	Farnum	Hubbell	Nagle	Sipp
Brown, J. H.	Farrell	Jackson	Nelson	Smith, C.
Burns	Felter	Jobes	Noxon	Sweet
Butler	Garbutt	Johnson, S. W.	Odell	Taylor
Cady	Haggerty	Joyce	Oliver	Tremper
Cartwright	Hall	Kelly	O'Neil	Van Allen
Church	Harpending	Kneeland	Osborne	Van Cott
Clarke	Hasbrouck	Lindsay	Owen	Veeder
Clapp	Hawkins	Littlejohn	Palmer	Whiteman
Coffey	Hendricks	Locke, S. D.	Pratt	Wilcox

Those who voted in the negative, were

Bailey	Kruse	Scott	Westfall
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 851 of the Laws of 1868, entitled 'An act to incorporate The St. Francis Monastery of the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Hubbell	Mullaney	Roche
Barnes	Dreiss	Husted	Murphy	Rosenthal
Becker	Duffy	Jackson	Murray	Scott
Binder	Erwin	Jobes	Nagle	Seeber
Boynton	Farnum	Johnson, S. W.	Nason	Shoemaker
Brogan	Farrell	Jones	Nelson	Sipp
Burns	Felter	Joyce	Noxon	Smith, W. E.
Butler	Garbutt	Kelly	Odell	Smith, C.
Cady	Geddes	Kneeland	Oliver	Sweet
Church	Haggerty	Lindsay	O'Neil	Taylor
Clarke	Hasbrouck	Littlejohn	Osborne	Tremper
Coffey	Hawkins	Locke, S. D.	Otis	Van Cott
Craig	Higgins	McDonald	Owen	Veeder
Curtis	Hooley	Miles	Palmer	Wilcox
Darragh	Horton	Moore	Pratt	Zimmerman
Dimmick	Howland			

Those who voted in the negative, were

Bailey	Dibble	Nash	Van Allen	Westfall
Brown, J. H.				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Coffey offered, for the consideration of the House, a resolution in the words following :

Resolved, That a respectful message be sent to the Senate requesting the return to the Assembly of Senate bill No. 147, entitled "An act to amend section 7 of chapter 367 of the Laws of 1881, entitled 'An act to create a department of street cleaning in the city of New York, and to provide for the cleaning of streets of said city, for the removal of snow and ice therefrom, and for the collection of ashes, garbage and street sweepings, and the disposal of the same.' "

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate.

The Senate bill entitled "An act to authorize the common council of the city of Buffalo to borrow money," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Dibble	Horton	Littlejohn	Roosevelt
Barager	Dimmick	House	Locke, S. D.	Rosenthal
Becker	Donnelly	Howland	Locke, L. R.	Seeber
Binder	Dreiss	Hubbell	Maher	Shoemaker
Boyce	Duffy	Husted	McDonald	Sipp
Boynton	Erwin	Jackson	Miles	Smith, W. E.
Brogan	Farnum	Jobes	Moore	Smith, C.

Brown, J. H.	Farrell	Johnson, G. R.	Murphy	Sweet
Butler	Felter	Johnson, S. W.	Nagle	Tremper
Cady	Garbutt	Jones	Nash	Van Allen
Cartwright	Hall	Joyce	Nason	Van Cott
Church	Harpending	Kelly	Noxon	Veeder
Clarke	Hawkins	Kittle	Odell	Westfall
Clapp	Hendricks	Kneeland	Oliver	Wilcox
Coffey	Higgins	Kruse	Pratt	Zimmerman
Curtis	Hooley	Lindsay	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. House moved to lay all orders of business on the table down to the order of general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. House moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act for the relief of Jacob A. Hatzel," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Dimmick	Hubbell	Moore	Roche
Barager	Donnelly	Husted	Mullaney	Roosevelt
Becker	Duffy	Jackson	Murphy	Rosenthal
Binder	Erwin	Jobes	Murray	Seeber
Boyce	Farnum	Johnson, G. R.	Nagle	Shoemaker
Boynton	Farrell	Johnson, S. W.	Nash	Sipp
Briggs	Forsyth	Jones	Nason	Smith, C.
Brogan	Garbutt	Joyce	Nelson	Sweet
Brown, J. H.	Hall	Kelly	Noxon	Taylor
Burns	Harpending	Kneeland	Odell	Van Allen
Butler	Hawkins	Kruse	Oliver	Van Cott
Cady	Hendricks	Lindsay	Osborne	Veeder
Church	Higgins	Littlejohn	Otis	Westfall
Coffey	Horton	Locke, S. D.	Owen	Whiteman
Craig	House	McCabe	Palmer	Wilcox
Curtis	Howe	McDonald	Pratt	Zimmerman
Dibble	Howland	Miles		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the Young Women's Christian Association of Poughkeepsie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Bailey	Dibble	Horton	McCabe	Rosenthal
Barnes	Dimmick	House	McDonald	Scott
Barager	Donnelly	Howland	Miles	Seeber
Becker	Duffy	Hubbell	Moore	Shoemaker
Binder	Erwin	Husted	Mullaney	Sipp
Boyce	Farnum	Jackson	Murphy	Smith, C.
Boynton	Farrell	Johnson, S. W.	Nason	Sweet
Briggs	Felter	Jones	Noxon	Taylor
Brogan	Forsyth	Joyce	Oliver	Tremper
Brown, J. H.	Garbutt	Kelly	Osborne	Van Allen
Butler	Haggerty	Kneeland	Otis	Van Cott
Cady	Hall	Kruse	Owen	Veeder
Cartwright	Harpending	Lindsay	Palmer	Westfall
Clarke	Hawkins	Littlejohn	Pratt	Wilcox
Clapp	Hendricks	Locke, S. D.	Roche	Zimmerman
Craig	Higgins	Locke, L. R.		

For the negative,

Nash

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 737 of the Laws of 1869, entitled 'An act to incorporate the Brooklyn Young Men's Christian Association,' passed May 8, 1869, as amended by chapter 361 of the Laws of 1876, and chapter 490 of the Laws of 1881," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 5 }

Those who voted in the affirmative, were

Bailey	Dibble	Hubbell	Miles	Roche
Barnes	Duffy	Husted	Murphy	Roosevelt
Barager	Farnum	Jackson	Murray	Rosenthal
Becker	Farrell	Johnson, G.R.	Nason	Seeber
Boyce	Felter	Jones	Nelson	Shoemaker
Boynton	Garbutt	Kelly	Noxon	Sipp
Briggs	Haggerty	Kneeland	Odell	Smith, C.
Brogan	Harpending	Lewis	Oliver	Sweet
Brown, J. H.	Hawkins	Littlejohn	Osborne	Taylor
Cady	Hendricks	Locke, L. R.	Otis	Van Cott
Cartwright	Hooley	Maher	Owen	Veeder
Clarke	Horton	McCabe	Palmer	Westfall
Clapp	House	McDonald	Pratt	Zimmerman
Craig	Howland			

Those who voted in the negative, were

Butler	Kruse	Nash	Scott	Van Allen
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate sent for concurrence the bills entitled as follows:

"An act to provide for the erection of the State armory in the county of Otsego, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Nelson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 49 of the Laws of 1878, entitled 'An act in relation to noxious weeds and brush in public highways,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to consolidate and amend the various acts passed May 7, 1872, May 1, 1873, June 12, 1874, and May 31, 1880, to regulate elections in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend section 2 of chapter 8 of the Laws of 1816, passed February 14, entitled 'An act to confirm the sale of certain common lands, made by the trustees of the village of Lansingburgh,' and to provide for the fund therein mentioned," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to amend chapter 474 of the Laws of 1866, entitled 'An act to incorporate Watertown River Park Association,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hunt, said bill was substituted for Assembly bill No. 1013, now in committee on internal affairs.

"An act to prevent deception in sales of dairy products," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Erwin, said bill was substituted for Assembly bill No. 585, now on order of third reading.

On motion of Mr. Husted, at 9 o'clock and 45 minutes, the House adjourned.

THURSDAY, APRIL 10, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. J. B. Hubbs.

The journal of yesterday was read and approved.

The Senate returned the bill entitled "An act to amend chapter 291 of the Laws of 1870, entitled 'An act for the incorporation of villages,'" with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to incorporate the Jewelers' Safety Fund Society of the city of New York."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend the charter of the village of Edgewater, in Richmond county."

Also, the bill No. 372, entitled "An act for the better protection of game in Richmond county."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to amend chapter 128 of the Laws of 1876, passed April 14, 1876, entitled 'An act to amend chapter 46 of the Laws of 1872, entitled An act to amend an act entitled An act to amend and consolidate the charter of the village of Middletown,' passed March 31, 1866," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. Littlejohn moved to reconsider the vote by which Senate bill entitled "An act to incorporate the Brooklyn Young Men's Christian Association, passed May 8, 1869, as amended by chapter 361 of the Laws of 1876, and chapter 490 of the Laws of 1881," was passed.

Mr. Coffey moved that said motion to reconsider be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 9 }

Those who voted in the affirmative, were

Bailey	Church	Higgins	McCabe	Rosenthal
Barager	Clarke	Howe	Moore	Scott
Beckwith	Clapp	Howland	Mullaney	Seeber
Binder	Curtis	Hubbell	Murphy	Sipp
Boyce	Darragh	Hunt	Nash	Smith, W. E.
Boynton	Dayton	Jackson	Nelson	Sweet
Brogan	Erwin	Jobs	Odell	Tremper
Brown, C. W.	Felter	Johnson, G.R.	Olin	Van Allen
Brown, J. H.	Garbutt	Johnson, S.W.	Oliver	Veeder
Burns	Geddes	Jones	Osborne	Walrath
Butler	Hall	Kittle	Otis	Welch
Cady	Harpending	Kneeland	Pratt	Westfall
Cartwright	Hawkins	Kruse	Rice	Whiteman
Childs	Hendricks	Locke, S. D.	Roosevelt	Zimmerman

Those who voted in the negative, were

Baker	Coffey	Husted	Nagle	Roche
Barnes	Farrell	Miles	Nason	

Mr. Littlejohn moved that said bill be committed to the committee on the judiciary, with instructions to strike out all that portion which exempts property from taxation.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Littlejohn moved to reconsider the vote by which Senate bill not printed, entitled "An act to amend chapter 851 of the Laws of 1868, entitled 'An act to incorporate The St. Francis Monastery of the city of Brooklyn,'" was passed.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 20 }

Those who voted in the affirmative, were

Allen	Clarke	Hawkins	Littlejohn	Priddy
Bailey	Clapp	Hendricks	Locke, S. D.	Roosevelt
Baker	Clinton	Howe	Locke, L. R.	Scott
Barager	Craig	Howland	McCabe	Seeber
Beckwith	Curtis	Hubbell	McDonald	Sipp
Binder	Dayton	Hunt	Nash	Sweet
Boyce	Dibble	Jackson	Nason	Taylor
Boynton	Dreiss	Jobs	Nelson	Tremper
Briggs	Erwin	Johnson, G. R.	Noxon	Van Allen
Brown, C. W.	Felter	Jones	Olin	Van Duzer
Brown, J. H.	Forsyth	Joyce	Otis	Veeder
Butler	Garbutt	Kittle	Owen	Welch
Cady	Haggerty	Kneeland	Pratt	Westfall
Cartwright	Harpending	Kruse	Price	Zimmerman
Church	Haskell	Lewis		

Those who voted in the negative, were

Ackroyd	Darragh	Farrell	Mullaney	Odell
Brogan	Donnelly	Hasbrouck	Murphy	Oliver
Burns	Duffy	Maher	Murray	Roche
Coffey	Earl	Moore	Nagle	Rosenthal

Mr. Littlejohn moved that said bill be committed to the committee on the judiciary, with instructions to insert therein a provision making its property subject to taxation.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Roosevelt moved to reconsider the vote by which the Assembly bill entitled "An act to incorporate the Kings County Industrial Home for Boys," was passed, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hunt moved to reconsider the vote by which Assembly bill No. 397, entitled "An act to incorporate the Kings County Catholic Protector," was passed, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 432 of the Laws of 1883, entitled 'An act to provide the village of Lansingburgh, in the county of Rensselaer, with a supply of pure and wholesome water, and with proper drainage.'"

"An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto."

☞ The Senate sent for concurrence the following entitled bills:

"An act to release to Ann Anderson, of the town of Deerfield, Oneida county, New York, the title and interest of the people of the State of New York in and to certain real estate in the town of Deerfield, Oneida county, New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to amend chapter 546, Laws of 1874, entitled 'An act to provide for the safe-keeping of the money raised for the payment of town expenses in the city of Utica,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to provide for a commission to inquire into the character and condition of tenement-houses and their occupants in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to authorize the board of street opening and improvement of the city of New York to alter or change the grades of all streets in the said city within that section bounded on the south by Fifty-ninth street, on the north by One Hundred and Twenty-third street, on the west by Ninth avenue, and on the east by Central park and Seventh avenue," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to regulate the grade and to fix the pay or compensation of members of the police force who are or may be appointed patrolmen on or after January 1, 1885, in all cities of this State having, according to the last census, a population exceeding eight hundred thousand," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. House, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howe	Moore	Roosevelt
Allen	Donnelly	Howland	Mullaney	Rosenthal
Bailey	Dreiss	Hubbell	Murphy	Scott
Barnes	Duffy	Husted	Nagle	Shoemaker
Binder	Earl	Jackson	Nason	Sipp
Boyce	Farnum	Jobes	Nelson	Smith, W. E.
Boynton	Farrell	Johnson, G. R.	Noxon	Smith, C.
Brogan	Felter	Johnson, S.W.	Odell	Sweet
Brown, C. W.	Forsyth	Jones	Olin	Taylor

Burns	Garbutt	Joyce	O'Neil	Tremper
Butler	Geddes	Kittle	Osborne	Van Allen
Cady	Hall	Kneeland	Otis	Van Cott
Cartwright	Hawkins	Kruse	Palmer	Van Duzer
Church	Heath	Lewis	Pratt	Veeder
Coffey	Higgins	Lindsay	Priddy	Welch
Curtis	Hooley	Littlejohn	Rice	Westfall
Dayton	Horton	McCabe	Roche	Wilcox
Dean	House	McDonald		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return to the Senate, of Senate bill No. 179, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend and revise an act entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,' passed March 26, 1859," having been announced for a third reading,

Mr. S. D. Locke moved to amend as follows:

Section 2, title 8, strike out the words "which said security shall be given," occurring in lines 2 and 3, and insert, after the word "security," in line 2 the words "shall commence."

Same section, line 4, after the word "approval," insert the words "which security shall be given."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. S. D. Locke, said bill was laid aside.

Mr. Roosevelt moved that all orders of business down to reports of committees be laid upon the table.

Mr. Taylor moved to amend said motion to the effect that, after the reports from committees have been received, the House go into general orders.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Taylor, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Roosevelt, as amended, and it was determined in the affirmative.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Rosenthal, Int. No. 945, entitled "An act to extend and define the powers of the Collateral Loan Association," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Kelly, Int. No. 1016, entitled "An act relating to the discharge of the duties of the surrogate of the county of Kings, in case of a vacancy in the office, or the disqualifica-

tion or disability of the surrogate," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1607), reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Wilcox, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§§ 438, 873, 1759, 1953, 2606), reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Hawkins, Int. No. 468, entitled "An act to authorize the sale of lands under water of Gardiner's and Peconic bays, Long Island, for the planting and cultivation of shell fish," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to cede lands under waters of Gardiner's and Peconic bays to Suffolk county, Long Island, for the cultivation of shell fish," which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Penal Code" (§ 217), reported in favor of the passage of the same, with amendments.

On motion of Mr. Hooley, said bill was recommitted to the committee on the judiciary.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 402 of the Laws of 1882, entitled 'An act to repeal certain acts and parts of acts,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Oliver, from the committee on general laws, to which was referred the Senate bill entitled "An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Oliver, from the committee on general laws, to which was referred the bill introduced by Mr. Coffey, Int. No. 775, entitled "An act relating to telephone companies, and to regulate the use and rental of telephones," reported adversely thereto.

Mr. Coffey moved to disagree with the report of the committee, and that said bill be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said report was then agreed to and said bill rejected.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coffey, Int. No. 907, entitled "An act in relation to certain sewerage and drainage in the city of Brooklyn," reported in favor of the passage of the same (Messrs. Roosevelt,

Van Allen, Otis and Hendricks dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, reported a bill entitled "An act to amend an act entitled 'An act to fix and limit the amount to be expended by the Brooklyn park commissioners for maintenance and improvement of the several parks and parkways which are a charge on the city of Brooklyn, being chapter 335 of the Laws of 1881,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Taylor, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to abolish imprisonment on final judgment in civil actions," reported in favor of the adoption of the following resolution:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill entitled "An act to abolish imprisonment on final judgment in civil actions," and that the same be committed to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Roosevelt, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 114 of the Laws of 1883, entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates in the city of Brooklyn, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act in relation to sealers of weights and measures in the city of Brooklyn," reported in favor of the passage of the same, with an amendment, which report was agreed to and said bill committed to the committee of the whole.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize and empower the directors of the Silver Lake Railway Company to sell and convey its roadway and other real and personal estate," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Scott, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the bill introduced by Mr. Duffy, Int. No. 944, entitled "An act relative to the operation of elevated railways in the city of New York," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Scott, from the committee on railroads, to which was referred the bill introduced by Mr. Deane, Int. No. 259, entitled "An act to regulate the rate of fare on the Boston and Albany Railroad," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill, entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and

branches thereof in cities, towns and villages," reported adversely thereto (Messrs. Dayton, Sipp, Kittle, Ely and Dimmick dissenting).

Mr. Dayton submitted a minority report in favor of the passage of the bill, signed by Messrs. Dayton, Ely, Dimmick, Kittle and Sipp.

Mr. House moved to disagree with said adverse report, and that said bill be committed to the committee of the whole.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. House, and it was determined in the affirmative.

{ AYES 75 }
{ NOES 48 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Forsyth	Kittle	Price
Bailey	Coffey	Geddes	Lewis	Priddy
Baker	Craig	Haggerty	Lindsay	Rice
Barnes	Dayton	Harpending	Locke, S. D.	Roche
Barager	Dean	Haskell	Locke, L. R.	Rosenthal
Becker	Dibble	Hawkins	McDonald	Shoemaker
Binder	Dimmick	Higgins	Miles	Sipp
Boynton	Donnelly	Hooley	Moore	Smith, W. E.
Briggs	Dreiss	Horton	Mullaney	Taylor
Brogan	Duffy	House	Murray	Van Allen
Burns	Earl	Jackson	Nagle	Van Cott
Butler	Ely	Jobs	Nason	Walrath
Cady	Erwin	Johnson, S. W.	Oliver	Whiteman
Church	Farnum	Jones	Palmer	Wilcox
Clarke	Farrell	Joyce	Pratt	Zimmerman

Those who voted in the negative, were

Allen	Felter	Hunt	Nash	Roosevelt
Beckwith	Garbutt	Husted	Nelson	Scott
Boyce	Hall	Johnson, G. R.	Noxon	Seeber
Brown, C. W.	Hasbrouck	Kelly	Odell	Smith, C.
Brown, J. H.	Heath	Kneeland	Olin	Sweet
Cartwright	Hendricks	Kruse	O'Neil	Tremper
Childs	Hodges	Littlejohn	Osborne	Van Duzer
Clapp	Howe	Maher	Otis	Veeder
Curtis	Howland	McCabe	Owen	Welch
Darragh	Hubbell	Murphy		

Mr. Curtis offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill No. 655, entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," be recommitted to the committee on railroads, with instructions to report the Railroad Surface bill transmitted to the Legislature by the Railroad Commission, for consideration of the Assembly, without delay.

Mr. House moved that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 73 }
{ NOES 48 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Haggerty	Lindsay	Priddy
Bailey	Dean	Harpending	Locke, S. D.	Rice
Baker	Dibble	Haskell	Locke, L. R.	Roche
Barnes	Dimmick	Hawkins	McDonald	Rosenthal
Barager	Donnelly	Higgins	Miles	Shoemaker
Binder	Dreiss	Hooley	Moore	Sipp
Brogan	Duffy	Horton	Mullaney	Smith, W. E.
Burns	Earl	House	Murray	Taylor
Butler	Ely	Jackson	Nagle	Van Allen
Cady	Erwin	Jobes	Nason	Van Cott
Church	Farnum	Johnson, G. R.	Oliver	Walrath
Clarke	Farrell	Johnson, S. W.	Palmer	Whiteman
Clinton	Forsyth	Jones	Pratt	Wilcox
Coffey	Garbutt	Kittle	Price	Zimmerman
Craig	Geddes	Lewis		

Those who voted in the negative, were

Allen	Clapp	Howland	Murphy	Owen
Becker	Curtis	Hubbell	Nash	Roosevelt
Beckwith	Darragh	Hunt	Nelson	Scott
Boyce	Felter	Husted	Noxon	Seeber
Boynton	Hall	Joyce	Odell	Sweet
Briggs	Hasbrouck	Kelly	Olin	Tremper
Brown, C. W.	Heath	Kneeland	O'Neil	Van Duzer
Brown, J. H.	Hendricks	Kruse	Osborne	Veeder
Cartwright	Hodges	Littlejohn	Otis	Welch
Childs	Howe	Maher		

Mr. Husted moved that when this House takes a recess to-day, it be until half past four o'clock, P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Dibble, Int. No. 754, entitled "An act locating the offices of the several town clerks in the State of New York," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hunt, Int. No. 983, entitled "An act to amend chapter 285 of the Laws of 1878, entitled 'An act to amend an act to confer on boards of supervisors further powers of local legislation and administration and to regulate the compensation of supervisors,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Earl, Int. No. 762, entitled "An act in relation to town meetings in counties containing upwards of 300,000 inhabitants, and providing for the transaction of the town business other than the election of officers and the election of town officers at such town meeting," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill restored to its place on third reading.

Mr. Hunt, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York, and the seaside resorts near New York city and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," reported in favor of the passage of the same, with an amendment, which report was agreed to and said bill committed to the committee of the whole.

Mr. House moved that the Senate bill entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," be made a special order for Tuesday, April 15, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Erwin introduced a bill entitled "An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880" (§ 2434), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to incorporate the London Mortgage and Trust Company of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Dayton, from the sub-committee of the whole, submitted a report which was laid upon the table and ordered printed.

(See Doc. No. 147.)

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until half-past 4 o'clock.

HALF-PAST FOUR O'CLOCK, P. M.

The House again met.

Mr. Husted in the chair.

The Senate returned the bill entitled "An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice and the sale of poisons in the county of Erie," with a message that they have concurred in the amendments of the Assembly thereto, with the following additional amendments :

Strike out section 22 of said bill, and change section 23 to section 22.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Littlejohn	Roche
Allen	Curtis	Higgins	Locke, S. D.	Scott
Bailey	Darragh	Hodges	McDonald	Seeber
Beckwith	Dean	Hooley	Nagle	Shoemaker
Binder	Dibble	House	Nash	Sipp
Boyce	Dimmick	Howe	Nelson	Smith, W. E.
Briggs	Dreiss	Howland	Noxon	Sweet
Brogan	Duffy	Hubbell	Odell	Taylor
Brown, C. W.	Earl	Husted	Olin	Tremper
Brown, J. H.	Erwin	Jackson	Oliver	Van Allen
Burns	Farnum	Jobes	O'Neil	Van Cott
Butler	Felter	Johnson, G. R.	Osborne	Van Duzer
Cady	Garbutt	Johnson, S. W.	Otis	Veeder
Cartwright	Hall	Kelly	Owen	Walrath
Church	Harpending	Kneeland	Pratt	Westfall
Clapp	Haskell	Kruse	Priddy	Whiteman
Clinton	Hawkins	Lindsay	Rice	Zimmerman
Coffey				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate sent for concurrence a resolution in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to his Excellency Governor Cleveland for the return of Senate bill No. 130, entitled "An act for the relief of persons who performed the duties of janitors of district courts in the city of New York, between September 30, 1878, and May 1, 1880," for amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the bills entitled as follows:

"An act to amend the Code of Civil Procedure" (§§ 2231 and 2254), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to regulate the grade and to fix the pay or compensation of uniformed members of the fire department who are firemen, in all cities of this State having, according to the last census, a population exceeding eight hundred thousand," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. House, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to authorize the comptroller of the city of New York to adjust, settle and pay balances of salaries claimed to be unpaid to certain justices of the district courts of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That the Legislature request the Commissioners of Public Buildings to grant the use of the Senate and Assembly chambers to the posts of the Grand Army of the Republic of the city of Albany, on the evening of memorial day, May 30, 1884.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Littlejohn from a committee of conference reported as follows :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the remaining matters of difference arising between the two Houses upon the Assembly bill entitled "An act making appropriations for the support of government," reported that they have duly conferred upon said matters, and agreed to recommend that the Assembly do concur in the amendment to the bill adopted by the Senate to the item appropriating moneys for the care of public buildings, after being amended in conference committee so as to read as follows:

"Provided that the orderlies and watchmen, hereafter appointed, who shall receive any portion of said sum of \$115,000 for their services, shall be persons who served in the Union army or navy during the late war, and have been honorably discharged therefrom, and such honorably discharged persons shall not be subject to civil service rules or examinations."

All of which is respectfully submitted.

F. LANSING,
EDWARD B. THOMAS,
HENRY O. NELSON,
Senate Committee.

D. C. LITTLEJOHN,
N. C. BOYNTON,
O. F. PRICE,
FRANK RICE,
SAML. W. JOHNSON,
Assembly Committee.

ALBANY, April 10, 1884.

Mr. Speaker put the question whether the House would agree to the report of the conference committee, and it was determined in the affirmative; a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Locke, S. D.	Roche
Bailey	Dayton	Howe	Locke, L. R.	Rosenthal
Baker	Dean	Howland	Miles	Scott
Beckwith	Dibble	Husted	Nagle	Seeber
Binder	Dreiss	Jackson	Nash	Shoemaker
Boyce	Duffy	Jobes	Nelson	Sweet
Boynton	Earl	Johnson, G. R.	Noxon	Taylor
Briggs	Erwin	Johnson, S. W.	Odell	Tremper
Brown, C. W.	Farnum	Jones	Oliver	Van Allen

Brown, J. H.	Felter	Joyce	O'Neil	Van Cott
Burns	Forsyth	Kelly	Osborne	Van Duzer
Butler	Garbutt	Kittle	Otis	Veeder
Cady	Hall	Kneeland	Owen	Walrath
Cartwright	Harpending	Kruse	Palmer	Welch
Clarke	Hasbrouck	Lewis	Pratt	Westfall
Clapp	Hawkins	Lindsay	Price	Whiteman
Coffey	Hodges	Littlejohn	Priddy	Zimmerman
Craig	Hookey			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Jackson, Int. No. 286, entitled "An act laying out a public park in the town of East Chester, county of Westchester, and State of New York, and authorizing the taking of certain lands therefor, and providing for the improvement, drainage and maintenance of said park and the streets, avenues and roads adjoining the same," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act laying out a public park in the town of East Chester, county of Westchester, and State of New York, and authorizing the taking of certain lands therefor and providing for the improvement and maintenance of said park," which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Craig, Int. No. 976, entitled "An act to amend chapter 288 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville, and the acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Priddy, from the committee on roads and bridges, to which was referred the bill introduced by Mr. Veeder, Int. No. 628, entitled "An act to amend chapter 409 of the Laws of 1883, entitled 'An act to amend chapter 87 of the Laws of 1854, entitled 'An act in relation to plankroads and turnpike roads,'" reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Horton, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of Thomas Evershed," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Kruse, from a committee of conference, reported as follows:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising be-

tween the two Houses upon the Senate bill entitled "An act to legalize the official acts of certain justices of the peace, and authorizing justices of the peace to execute and file official bonds, and to take and subscribe the official oath," reported that they have duly conferred upon said matters, and agreed to recommend that the Assembly do recede from its amendments to the within entitled bill.

C. P. VEDDER,
CHAS. S. BAKER,
JOHN C. JACOBS,
Senate Committee.

F. W. KRUSE,
GEO. Z. ERWIN,
D. P. HORTON,
L. K. CHURCH,
J. H. DIMMICK,
Assembly Committee.

ALBANY, April 10, 1884.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk return said bill to the Senate, with a message informing of agreement to the report of the committee of conference thereon.

Mr. S. D. Locke, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. S. D. Locke, Int. No. 951, entitled "An act to provide for the protection of the lives and limbs of workmen engaged in the building trades in this State," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Howland introduced a bill entitled "An act to amend chapter 287 of the Laws of 1879, entitled 'An act to provide for the formation of county and town co-operative insurance companies,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Priddy introduced a bill entitled "An act to authorize the city of Auburn to procure means to pay for the erection of an edifice for a public high school and to purchase a site therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Horton introduced a bill entitled "An act to amend an act amending the charter of the village of Westfield," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Howe introduced a bill entitled "An act to amend chapter 444 of the Laws of 1857, passed April 14, 1857, entitled 'An act further to amend the act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

Mr. Kittle (by request) introduced a bill entitled "An act to amend the Code of Civil Procedure" (§ 2234), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also (by request), a bill entitled "An act in relation to the service and execution of process issued out of the City Court of New York,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Littlejohn introduced a bill entitled "An act to provide for the publication of maps of the Adirondack Survey," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Clapp introduced a bill entitled "An act to amend chapter 413 of the Laws of 1877, entitled 'An act to prevent frequent changes of text-books in schools,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

Mr. Beckwith introduced a bill entitled "An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure, passed May 6, 1880'" (§ 2434), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. House gave notice that he will at some future day move to suspend rule No. 28, in order that Senate bill No. 276, entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," may be made a special order by a majority vote.

Mr. Erwin presented two petitions of citizens of St. Lawrence county against the erection or formation of the new town of Graves in said county; which were read and laid upon the table.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

"An act in relation to the use of cut and dressed stone in the construction or repairing of public structures by or on behalf of municipal corporations."

"An act in relation to sewers and drainage in the city of Brooklyn."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Rice, from said committee, reported in favor of the passage of the first and second-named bills, with amendments, which report was agreed to, and the same ordered engrossed for a third reading.

Mr. Rice, from the same committee, reported progress on the last-named bill, and asked and obtained leave to sit again.

Mr. Curtis moved that said bill be made a special order for to-morrow morning immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate sent for concurrence the bill entitled as follows:

"An act to authorize the board of education of Union Free School District No. 1, in the town of New Hartford, Oneida county, to sell the school-house and site belonging to said district, and other land, and purchase a new site and to raise money therefor, and legalizing the acts of a special district school meeting," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Joyce, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Lindsay	Roche
Allen	Curtis	Hendricks	Littlejohn	Rosenthal
Becker	Dayton	Hooley	Locke, L. R.	Scott
Beckwith	Dean	House	McCabe	Seeber
Binder	Dibble	Howe	McDonald	Shoemaker
Boyce	Dimmick	Howland	Miles	Sipp
Boynton	Dreiss	Hubbell	Nagle	Smith, W. E.
Briggs	Duffy	Husted	Nash	Sweet
Brogan	Earl	Jackson	Noxon	Taylor
Brown, C. W.	Ely	Jobes	Oliver	Tremper
Brown, J. H.	Erwin	Johnson, G. R.	Osborne	Van Allen
Burns	Farnum	Johnson, S. W.	Otis	Van Cott
Butler	Felter	Jones	Palmer	Van Duzer
Cady	Hall	Joyce	Pratt	Walrath
Cartwright	Harpending	Kittle	Price	Westfall
Clarke	Hasbrouck	Kneeland	Priddy	Zimmerman
Coffey	Haskell	Kruse	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Oliver moved to extend the time of the session one-half hour.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Hall, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 197, entitled "An act making an appropriation for certain contingent expenses of the Legislature," and the same was ordered to a third reading.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to extend the authority of the treasurer of Chemung county in the investment of moneys known as the railroad bonds sinking fund."

"An act authorizing the Superintendent of Public Works to lease the right of way across State land at tide water for ferry purposes."

"An act to authorize the board of fire commissioners of the city of New York to inquire into and determine the claim of George Nunn to be placed upon the pension-roll of the fire department of said city."

"An act to provide for a revision of the charter and ordinances of the city of Buffalo."

"An act to release and grant the interest of the people of the State of New York in certain real estate situate in the village of Wappinger's Falls, Dutchess county, New York."

"An act to release the interest of the people of the State of New York in and to the lands of which Barney Luse died seized to James Walker."

“An act to legalize the official acts of William J. Filkins and others as trustees of the Rural Union Cemetery Association of Joy, Wayne county.”

Mr. House, from the committee on commerce and navigation, to which was referred the bill introduced by Mr. Horton, Int. No. 834, entitled ‘An act to establish a commission of navigation of Chautauqua lake and its outlet, and in relation to navigation, and to repeal an act entitled ‘An act in relation to the inspection and running of steamboats on Chautauqua lake,’ passed May 24, 1876, and the acts amendatory thereof,” reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

On motion of Mr. Heath, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 194, entitled “An act to amend chapter 346 of the Laws of 1878, entitled ‘An act relative to the collection of taxes and assessments in the city of Brooklyn,’” and the same was ordered to a third reading.

By unanimous consent,

Mr. Forsyth called from the table the resolutions previously offered by him in the words following:

Whereas, The board of officers appointed under an act of Congress approved March 3, 1883, making an appropriation for the naval service, and for the purpose of examining and reporting to Congress which of the navy yards or arsenals has the best location, and is best adapted for the establishment of a government foundry for the manufacture of heavy ordnance, adapted to modern warfare; and

Whereas, The said board having reported to Congress February 18, 1884, recommending the establishment of a gun factory under the control of the government at the Watervliet arsenal at West Troy, it being the most advantageous for locality; and

Whereas, The establishment of this gun factory and operating the same would, by the use of large quantities of manufactured material and the employment of a largely increased number of mechanics and laborers, greatly enhance the business, mechanical and laboring interests of our State; therefore,

Resolved (if the Senate concur), That our Senators and Representatives in Congress be and they are hereby requested to support and urge the necessary appropriation as recommended by the said board.

Resolved (if the Senate concur), That the Governor be requested to transmit a copy of these resolutions to each of our Senators and Representatives in Congress.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolutions to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Oliver, and by unanimous consent, the committee of the whole was discharged from the further consideration of concurrent resolution “Proposing amendment to section 9 of article 8 of the Constitution guaranteeing to cities the right of municipal self government, republican in form, and restricting the power of the Legislature to the enactment of general laws in reference thereto,” and the same was ordered to a third reading.

Mr. Otis introduced a bill entitled "An act to amend chapter 113 of the Laws of 1883, entitled 'An act in relation to alterations of highways, streets or bridges in incorporated villages,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Dayton introduced a bill entitled "An act in relation to the lien of judgment on real estate, in relation to dower and curtesy and in relation to the records of deeds and mortgages," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

On motion of Mr. Hooley, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 645, entitled "An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy, and the several acts amendatory thereof and supplemental thereto,'" and the same recommitted to the committee on affairs of cities.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act in relation to sewers and drainage in the city of Brooklyn."

"An act to release the right, title and interest of the people of the State of New York in and to certain real estate in the town of Clay-ton, and county of Jefferson, to Robert Forsyth."

"An act to authorize the town of Westchester to borrow money to improve therein highways."

"An act for the relief of the Chatham National Bank and its stockholders."

"An act to amend chapter 855 of the Laws of 1869, entitled 'An act to extend the powers of boards of supervisors, except in the counties of New York and Kings, as amended by chapter 695, Laws of 1871.'"

"An act to amend chapter 244 of the Laws of 1871, entitled 'An act to incorporate the Ithaca fire department.'"

"An act providing for the election and compensation of coroners in the county of Onondaga, and for post-mortem examinations in coroners' cases in said county."

"An act to legalize and confirm the purchases, sales, leases, mortgages and conveyances made in the name of the Chautauqua Lake Sunday School Assembly, and in the name of the Chautauqua Assembly, and relieve the said corporation from the embarrassment created by section 3 of chapter 319 of the Laws of 1848, as amended by chapter 487 of the Laws of the State of New York, passed June 30, 1853."

"An act to regulate and fix the toll at the bridge of the Middleburgh Bridge Company, at the village of Middleburgh, in Schoharie county."

"An act to amend chapter 569 of the Laws of 1875, being an act entitled 'An act authorizing the city of Buffalo to take certain lands for a public park, and to provide for the payment thereof.'"

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate situate in the town of Onondaga, Onondaga county, to the St. Paul's Methodist Episcopal Church of Onondaga valley."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'"

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Hooley, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 54, entitled "An act to amend chapter 362 of the Laws of 1881, entitled 'An act supplemental to chapter 328 of the Laws of 1880, entitled An act to establish and maintain a police force in the city of Troy,' and chapter 76 of the Laws of 1881, entitled An act to amend chapter 328 of the Laws of 1880, entitled An act to establish and maintain a police force in the city of Troy,'" and the same was ordered to a third reading.

Mr. Locke moved that the time of the session be extended 15 minutes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The hour of 6 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

FRIDAY, APRIL 11, 1884.

The House met pursuant to adjournment.

Mr. Husted in the chair.

Prayer by the Rev. Dr. Smart.

The journal of yesterday was read and approved.

The Senate sent for concurrence the bills entitled as follows:

"An act in relation to Bethpage Cemetery in the town of Oyster Bay, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act making a grant of certain lands to remedy a mis-description in a grant made by the people of the State of New York to Conrad Poppenhusen, February 20, 1857," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 468 of the Laws of 1881, entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in any State or territory of the United States of America, except the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on general laws.

"An act in relation to the payment of the salary of the chief recording clerk in the office of the clerk of the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend the Code of Criminal Procedure" (§ 22, subs. 4 and 6), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to require the Secretary of State to procure a suitable plate to print certificates to be presented to honorably discharged soldiers, sailors and marines who served in the Union army and navy from the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

"An act to amend the Code of Civil Procedure" (§ 2879), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to regulate the rights and duties of officers and directors and employees of railroad corporations," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Scott, and by unanimous consent, said bill was substituted for Assembly bill No. 105, and ordered to a third reading.

"An act to amend chapter 218 of the Laws of 1839, entitled 'An act authorizing railroad companies to contract with each other,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to direct the Commissioners of the Land Office to convey certain premises situated at Binghamton, New York, to the Susquehanna Valley Home and Industrial School for Indigent Children," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act in relation to public education in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public education.

"An act to provide for the proper removal of stable manure from the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Clarke, and by unanimous consent, said bill was substituted for Assembly bill, Int. No. 488, on the same subject, now in the sub-committee of the whole.

"An act to authorize the Commissioners of the Land Office to lease land in Hamilton county to Frank H. Stott," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, said bill was substituted for Assembly bill on the same subject, now on general orders.

"An act authorizing the disposition of the real property of the late Hiram Crandall of the village of Cortland, in Cortland county, and in the State of New York, for the payment of his debts and funeral expenses without requiring all of his personal property to have been exhausted or applied on said debts and expenses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the common council of the city of Troy to enact ordinances for said city, and to provide for the enforcement of the same," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hooley, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to amend an act entitled 'An act to incorporate the village of Greene,' being chapter 242 of the Laws of 1842," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. C. W. Brown, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend subdivision 16 of section 16 of chapter 531 of the Laws of 1869, entitled 'An act to incorporate the village of Chateaugay, in the county of Franklin,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to amend the charter of the village of Middletown," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Pursuant to a resolution of the House passed April 9, 1884, the Senate returned Senate bill No. 47, entitled "An act to amend section 7 of chapter 367 of the Laws of 1881, entitled 'An act to create a department of street cleaning in the city of New York, and to provide for the cleaning of the streets of said city, for the removal of snow and ice therefrom, and for the collection of ashes, garbage and street sweepings, and the disposal of the same.'"

Under the operation of the ninth joint rule, Mr. Speaker announced the order of third reading of bills.

Mr. Curtis moved to lay the order of third reading of bills upon the table, for the purpose of taking up the special order of the day being the Assembly bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The privileges of the floor were extended to Hon. Luke Roe, Hon. Thomas Briggs and Hon. Fred. S. Decker, former members of this House.

The bill entitled "An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto," having been announced for a third reading,

Mr. Kruse moved to strike out the first section.

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Kruse, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Coffey	Hawkins	Locke, L. R.	Sipp
Baker	Craig	Heath	Moore	Smith, W. E.
Barnes	Curtis	Higgins	Murray	Smith, C.
Beckwith	Dean	Howe	Nagle	Sweet
Binder	Dibble	Howland	Nash	Taylor
Boynton	Dimmick	Hubbell	Noxon	Tremper
Briggs	Duffy	Husted	Oliver	Van Allen
Brown, C. W.	Ely	Jackson	Osborne	Van Cott
Brown, J. H.	Farnum	Jobes	Otis	Van Duzer
Burns	Farrell	Johnson, S. W.	Owen	Veeder
Butler	Felter	Jones	Priddy	Walrath
Cady	Garbutt	Kittle	Rosenthal	Westfall
Cartwright	Geddes	Kneeland	Scott	Whiteman
Childs	Haggerty	Lewis	Seeber	Wilcox
Clarke	Hall	Littlejohn	Shoemaker	Zimmerman
Clapp	Hasbrouck	Locke, S. D.		

Those who voted in the negative, were

Brogan Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend and revise an act entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same, passed March 26, 1859,'" having been announced for a third reading,

On motion of Mr. S. D. Locke, and by unanimous consent, said bill was amended by inserting as section 1 the following:

"SECTION 1. Chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,' is hereby revised and amended so as to read as follows."

Amend the title so as to read as follows:

"An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same.'"

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Heath	Littlejohn	Seeber
Bailey	Dibble	Hodges	Locke, S. D.	Shoemaker
Baker	Dimmick	Hooley	Locke, L. R.	Sipp
Barnes	Donnelly	Horton	Maher	Smith, W. E.
Beckwith	Dreiss	House	Nagle	Smith, C.
Binder	Duffy	Howe	Nash	Sweet
Boyce	Earl	Howland	Noxon	Taylor
Boynton	Ely	Hubbell	Odell	Tremper

Brogan	Farnum	Husted	Oliver	Van Allen
Brown, C. W.	Farrell	Jackson	Osborne	Van Cott
Brown, J. H.	Felter	Jobes	Otis	Van Duzer
Burns	Garbutt	Johnson, S. W.	Owen	Veeder
Butler	Haggerty	Jones	Palmer	Walrath
Cartwright	Hall	Kittle	Pratt	Westfall
Clapp	Harpending	Kneeland	Priddy	Whiteman
Craig	Hasbrouck	Kruse	Rosenthal	Wilcox
Curtis	Hawkins	Lindsay	Scott	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the sale of lands under water of Gardiner's and Peconic bays, Long Island, for the planting and cultivation of shell fish," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Kruse	Price
Allen	Curtis	Hendricks	Lewis	Priddy
Bailey	Dibble	Higgins	Lindsay	Rice
Baker	Dimmick	Hodges	Littlejohn	Rosenthal
Barnes	Donnelly	Hooley	Locke, S. D.	Seeber
Beckwith	Dreiss	Horton	Locke, L. R.	Shoemaker
Binder	Duffy	House	Maher	Sipp
Briggs	Earl	Howe	Moore	Smith, W. E.
Brogan	Ely	Howland	Nash	Smith, C.
Brown, C. W.	Erwin	Hubbell	Noxon	Taylor
Brown, J. H.	Farnum	Husted	Odell	Tremper
Burns	Felter	Jackson	Oliver	Van Allen
Butler	Garbutt	Jobes	Osborne	Van Cott
Cady	Geddes	Johnson, S. W.	Otis	Van Duzer
Cartwright	Haggerty	Jones	Owen	Veeder
Childs	Hall	Joyce	Palmer	Walrath
Church	Harpending	Kittle	Pierson	Whiteman
Coffey	Hawkins	Kneeland	Pratt	

For the negative,

Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to town meetings in counties containing upward of three hundred thousand inhabitants, and providing for the transaction of the town business other than the election of officers, and the election of town officers at such town meeting," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hall	Kneeland	Otis
Allen	Curtis	Hasbrouck	Kruse	Owen
Baker	Dean	Haskell	Lewis	Palmer
Barnes	Dibble	Hawkins	Lindsay	Pratt
Binder	Dimmick	Hendricks	Littlejohn	Priddy
Boyce	Donnelly	Higgins	Locke, S. D.	Rice
Boynton	Dreiss	Horton	Locke, L. R.	Roche
Brogan	Duffy	House	Maher	Rosenthal
Brown, C. W.	Earl	Howland	McCabe	Seeber
Brown, J. H.	Ely	Hubbell	Miles	Shoemaker
Burns	Erwin	Husted	Moore	Sipp
Butler	Farnum	Jackson	Murphy	Smith, W. E.
Cady	Farrell	Jobes	Murray	Sweet
Cartwright	Felter	Johnson, S. W.	Nagle	Van Allen
Childs	Forsyth	Jones	Noxon	Van Cott
Clarke	Geddes	Joyce	Odell	Veeder
Clinton	Haggerty	Kittle	Oliver	Whiteman
Coffey				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the Superintendent of Public Works to lease the right of way across State land at tide-water for ferry purposes," having been announced for a third reading.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was amended as follows:

In section 1, line 3, engrossed bill, after the words "tide-water," insert the words "for a period not exceeding ten years."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hall	Littlejohn	Rice
Bailey	Coffey	Haskell	Locke, S. D.	Roche
Baker	Craig	Heath	Locke, L. R.	Scott
Barnes	Curtis	Hendricks	Maher	Seeber
Barager	Dean	Higgins	Moore	Shoemaker
Binder	Dibble	Hooley	Mullaney	Sipp
Boyce	Dimmick	Hubbell	Murphy	Smith, W. E.
Boynton	Dreiss	Husted	Murray	Smith, C.
Brogan	Duffy	Jackson	Nagle	Sweet
Brown, C. W.	Earl	Jobes	Noxon	Taylor
Brown, J. H.	Ely	Johnson, S. W.	Odell	Tremper
Burns	Erwin	Jones	Oliver	Van Allen
Butler	Farnum	Joyce	Osborne	Van Cott
Cady	Farrell	Kittle	Otis	Van Duzer
Cartwright	Felter	Kneeland	Owen	Veeder
Childs	Forsyth	Kruse	Palmer	Westfall
Clarke	Garbutt	Lewis		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of fire commissioners of the city of New York to inquire into and determine the claim of George Nunn to be placed upon the pension-roll of the fire department of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Kruse	Palmer
Allen	Dean	Hawkins	Lewis	Rice
Bailey	Dibble	Hendricks	Locke, S. D.	Roche
Baker	Dimmick	Horton	Maher	Seeber
Barnes	Donnelly	House	McCabe	Shoemaker
Barager	Dreiss	Howe	Moore	Smith, W. E.
Binder	Duffy	Howland	Murphy	Sweet
Boyce	Ely	Hubbell	Murray	Taylor
Boynton	Farnum	Husted	Nagle	Van Allen
Brogan	Felter	Jobes	Noxon	Van Cott
Brown, C. W.	Forsyth	Johnson, S. W.	Odell	Veeder
Burns	Garbutt	Jones	Osborne	Walrath
Cady	Haggerty	Joyce	Otis	Westfall
Clapp	Hall	Kittle	Owen	Whiteman
Craig	Harpending	Kneeland		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. House moved to lay all orders of business on the table down to the order of general orders, for the purpose of making the bill entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," a special order for a certain day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 71 }
{ NOES 34 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Kittle	Price
Bailey	Dean	Haskell	Kruse	Priddy
Baker	Dimmick	Hawkins	Lewis	Rice
Barnes	Donnelly	Hendricks	Lindsay	Roche
Barager	Dreiss	Higgins	Locke, L. R.	Rosenthal
Binder	Duffy	Hooley	Miles	Seeber
Boynton	Earl	Horton	Moore	Sipp
Briggs	Ely	House	Mullaney	Smith, W. E.
Brogan	Erwin	Howe	Murray	Taylor
Burns	Farnum	Howland	Nagle	Van Allen
Butler	Farrell	Jackson	Noxon	Van Cott
Cady	Forsyth	Jobes	Oliver	Walrath
Cartwright	Geddes	Johnson, S. W.	Palmer	Whiteman
Clarke	Haggerty	Jones	Pratt	Wilcox
Coffey				

Those who voted in the negative, were

Allen	Curtis	Hubbell	Murphy	Smith, C.
Beckwith	Dibble	Husted	Odell	Sweet
Boyce	Felter	Joyce	Osborne	Tremper
Brown, C. W.	Garbutt	Littlejohn	Otis	Van Duzer
Brown, J. H.	Hasbrouck	Locke, S. D.	Owen	Veeder
Childs	Heath	Maher	Scott	Westfall
Clapp	Hodges	McCabe	Shoemaker	

In accordance with a notice given on Thursday, April 10,

Mr. House moved to suspend Assembly Rule 28, in order that the Surface Railroad bill may be made a special order by a majority vote.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 28 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Harpending	Lewis	Rice
Bailey	Dean	Haskell	Lindsay	Roche
Baker	Dimmick	Hawkins	Locke, L. R.	Rosenthal
Barnes	Donnelly	Higgins	McDonald	Seeber
Barager	Dreiss	Hooley	Miles	Shoemaker
Binder	Duffy	Horton	Moore	Sipp
Boynton	Earl	House	Mullaney	Smith, W. E.
Briggs	Ely	Howe	Murray	Taylor
Brogan	Erwin	Howland	Nagle	Van Allen
Burns	Farnum	Jackson	Noxon	Van Cott
Butler	Farrell	Jobes	Oliver	Van Duzer
Cady	Forsyth	Johnson, S. W.	Palmer	Walrath
Clarke	Garbutt	Jones	Pratt	Whiteman
Coffey	Geddes	Kittle	Price	Wilcox
Craig	Haggerty	Kruse	Priddy	

Those who voted in the negative, were

Allen	Curtis	Husted	Odell	Smith, C.
Beckwith	Dibble	Joyce	Osborne	Sweet
Boyce	Felter	Littlejohn	Otis	Tremper
Brown, C. W.	Hasbrouck	Locke, S. D.	Owen	Veeder
Childs	Heath	Maher	Scott	Westfall
Clapp	Hubbell	Murphy		

Mr. House offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 276, entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," be made a special order for Wednesday next immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 23 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Kruse	Priddy
Bailey	Dayton	Hawkins	Lewis	Rice
Baker	Dean	Hendricks	Lindsay	Roche
Barnes	Dimmick	Higgins	Locke, S. D.	Rosenthal
Barager	Donnelly	Hookey	Locke, L. R.	Shoemaker
Binder	Dreiss	Horton	McDonald	Sipp
Boynton	Duffy	House	Miles	Smith, W. E.
Briggs	Ely	Howe	Moore	Sweet
Brogan	Erwin	Howland	Mullaney	Taylor
Burns	Farnum	Jackson	Murray	Van Allen
Butler	Farrell	Jobs	Nagle	Van Cott
Cady	Forsyth	Johnson, S.W.	Nash	Van Duzer
Cartwright	Garbutt	Jones	Noxon	Walrath
Clarke	Geddes	Joyce	Oliver	Whiteman
Clinton	Haggerty	Kittle	Palmer	Wilcox
Coffey	Harpending			

Those who voted in the negative, were

Allen	Childs	Hubbell	Osborne	Smith, C.
Beckwith	Clapp	Littlejohn	Otis	Tremper
Boyce	Curtis	Maher	Owen	Veeder
Brown, C. W.	Felter	Murphy	Scott	Westfall
Brown, J. H.	Hasbrouck	Odel		

Mr. Van Allen introduced a bill entitled "An act to incorporate the Synod of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Clarke introduced a bill entitled "An act to amend an act entitled 'An act authorizing the commissioners of public charities and correction in the city of New York to acquire title to portions of Ward's island and the water rights surrounding the same,' passed May 14, 1872," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Dreiss introduced a bill entitled "An act to amend chapter 365 of the Laws of 1865, entitled 'An act to incorporate the city of Lockport, and the several acts amendatory thereof,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Penal Code" (§§ 305, 306 and 308), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to constitute the mayor of the city of Lockport sole commissioner for the purpose of carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, so as to permit municipal corporations to aid in the construction of railroads, and the several acts amendatory thereof, so far as the same apply to the city of Lockport, with respect to the bonding of said city in aid

of the construction of the railroad of the Lockport and Buffalo Railway Company, in the place of the three commissioners heretofore appointed and now in office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Curtis introduced a bill entitled "An act to amend chapter 335 of the Laws of 1868, entitled 'An act to incorporate the city of Ogdensburg, and the acts amending the same,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Curtis, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

On motion of Mr. Van Cott, said bill was committed to the committee on affairs of cities, retaining its place on the order of third reading of bills.

Mr. Whiteman introduced a bill entitled "An act to except the town of Pultney from the operation of all laws prohibiting the laying out highways through orchards and vineyards," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Whiteman, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Dibble introduced a bill entitled "An act to constitute the supervisor of the town of Kendall, Orleans county, sole commissioner for the purpose of carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled 'An act to amend an act entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, so as to permit municipal corporations to aid in the construction of railroads, and the several acts amendatory thereof, so far as the same apply to the town of Kendall, in the place of three commissioners heretofore appointed and now in office," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dibble, and by unanimous consent, the rules were suspended, and said bill read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haggerty	Kruse	Rosenthal
Allen	Coffey	Harpending	Lewis	Scott
Bailey	Craig	Hawkins	Maher	Sipp
Baker	Dayton	Hendricks	Murphy	Smith, W. E.
Barnes	Dean	Hodges	Murray	Smith, C.
Barager	Dibble	Hookey	Nash	Sweet
Beckwith	Donnelly	Horton	Noxon	Taylor
Binder	Driss	House	Odell	Trèmper
Boyce	Duffy	Howland	Oliver	Van Allen
Brown, C. W.	Ely	Hubbell	Osborne	Van Cott
Burns	Erwin	Husted	Owen	Van Duzer
Cady	Farnum	Jackson	Palmer	Veeder
Cartwright	Farrell	Johnson, S. W.	Pratt	Walrath
Childs	Felter	Joyce	Price	Westfall
Clarke	Garbutt	Kittle	Roche	Wilcox
Clapp	Geddes			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Shoemaker introduced a bill entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(*See Doc. No. 150.*)

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to authorize the common council of the city of Schenectady to discontinue a portion of Liberty street, in the city of Schenectady, for the purpose of a railroad depot."

"An act relative to the Quinn and Nolan Ale Brewing Company, the shares thereof, and the conveyance and transfer thereto of certain real and personal property of the minor children of Terrence J. Quinn, deceased."

"An act to give the Board of Claims jurisdiction to hear, audit and determine the claim of James Galloway against the State, and exempting the same from the limitation contained in section 7 of chapter 205 of the Laws of 1883."

"An act to amend chapter 692 of the Laws of 1866, entitled 'An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes.'"

"An act in relation to the appointment of bridge-tenders on swing or lift bridges in the city of Rochester."

"An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city.'"

"An act to legalize the votes, resolutions and acts of the annual town meeting held in and for the town of Homer, Cortland county, on the 19th day of February, 1884."

"An act to amend chapter 317 of the Laws of 1878, entitled 'An act to amend chapter 75 of the Laws of 1878, entitled 'An act in relation to the bonded indebtedness of villages, cities, towns and counties.'"

"An act to authorize the issue of certain arms and accoutrements for use at the New York State Soldiers and Sailors' Home."

"An act relative to the drain or ditch constructed in pursuance to chapter 372 of the Laws of 1867, through certain towns in Seneca county."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Forsyth, Int. No. 1011, entitled "An act authorizing the Superintendent of Public Works to purchase certain

real estate in the city of Cohoes for the use of the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Clinton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Clinton, Int. No. 1014, entitled "An act to protect the canals of the State," reported the same for the consideration of the House, and said bill committed to the committee of the whole.

On motion of Mr. Clinton, it was ordered that said bill, when printed, be recommitted to the committee on canals.

Mr. Dimmick offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns, it adjourns to meet on Monday evening next at eight o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Baker offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 653, entitled "An act to provide for the erection of an iron foot-bridge over the Champlain canal, in the village of Whitehall," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Childs offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 252, entitled "An act to enable tax payers to make application for the discharge of judgment debtors from imprisonment," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Barnes offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 373, entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 601, entitled "An act to amend chapter 114 of the Laws of 1869, entitled 'An act to amend an act entitled An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the

corporation of said village,' passed April 3, 1861," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Noxon offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 282, entitled "An act authorizing the trustees of the village of Saratoga Springs to purchase hose for the use of the fire department of said village," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Erwin offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 507, entitled "An act to further amend chapter 868 of the Laws of 1872, entitled 'An act to incorporate the United States Loan and Security Company,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Miles offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 682, entitled "An act to regulate the publication of notices by the county treasurer of Rensselaer county of sales of real estate for unpaid taxes and for redemption from such sales," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Miles offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 683, entitled "An act to amend an act entitled 'An act fixing certain fees of the sheriff of Rensselaer county,' passed April 7, 1858," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. S. D. Locke offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill, printed No. 384, entitled "An act to tax trafficking in intoxicating liquors, and to apply moneys so raised to the maintenance of a police force and the support of the poor, and to repeal existing laws in relation to such traffic, now on general orders," be recommitted to the committee on internal affairs, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Also, the following:

Resolved, That the committee on affairs of villages be discharged from the further consideration of Senate bill No. 297, entitled "An act to amend section 2 of chapter 8 of the Laws of 1816, passed February 14, entitled 'An act to confirm the sale of certain common lands made by the trustees of the village of Lansingburgh,' and to provide for the fund therein mentioned," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of Senate bill No. 321, entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy,' passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy and supplemental thereto," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Cartwright offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill, printed No. 259, entitled "An act to amend chapter 324 of the Laws of 1850, entitled 'An act for the preservation of the public health and the acts amendatory thereof,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Clapp offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 522, entitled "An act to amend section 5 of title 11 of an act entitled 'An act to revise and consolidate the general acts relating to public instruction,' passed May 2, 1864," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Littlejohn offered, for the consideration of the House, a resolution in the words following:

Whereas, It is charged, upon respectable authority, that Lewis W. Sloat, a son of the late Admiral Sloat of our Navy, now a man nearly seventy years of age, was decoyed to Hart's island, in July, 1879, and there detained, and maintained at the public expense, without legal commitment and against his will, by the commissioners of charities and corrections of New York city, until May, 1883; and

Whereas, It is most important to the public that it should be known whether such outrages can be contrived and carried out by public officials in this State;

Resolved, That the Assembly committee already appointed to examine the different departments in the city of New York be directed to examine the department of charities and corrections regarding the matter referred to it in the foregoing preamble and report to the Assembly the testimony produced before such committee regarding it, and any other cases of a similar kind which may be presented to them.

Debate arising thereon,

Ordered, That the same be laid upon the table.

Mr. Littlejohn offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of the bill No. 226, entitled "An act to provide for the construction of fish-ways in the State dams across the Oswego and Seneca rivers," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Sweet offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of the bill No. 532, entitled "An act to amend chapter 38 of the Laws of 1872, entitled 'An act providing for appeals from the decisions of county superintendents of the poor,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Miles offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 447, entitled "An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Rice offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of the bill No. 595, entitled "An act to confer additional powers upon the trustees and officers of incorporated villages in the State of New York," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Geddes offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 258, entitled "An act devolving the care, management and administration of the affairs of the Custodial Asylum upon the trustees of the Asylum for Idiots, and making the former asylum a branch of the latter;" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Owens offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 290, entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. McDonald offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill, printed No. 137, entitled "An act to repeal chapter 825 of the Laws of 1872, entitled 'An act to authorize and require the New York and Harlem Railroad Company to extend their tracks through certain streets and avenues of the city of New York, for the use of their small cars only,' and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Murphy offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 307, entitled "An act to regulate the rate of foot-passenger ferriage across the East river from the foot of East Thirty-fourth street, New York city, and Borden avenue, Long Island City," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Roche offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 647, entitled "An act to amend chapter 249 of the Laws of 1875, entitled 'An act to regulate the use of slips, wharves and piers in the city of New York,' passed May 6, 1875," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Murray offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 248, entitled "An act to amend the Penal Code" (§§ 351 and 352), and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, no quorum having voted.

Mr. House offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 97, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' " and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. House offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill No. 378, entitled "An act to prohibit free passes and favoritism on railroads and other transportation lines, and that the same be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 7 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Lindsay	Pratt
Bailey	Donnelly	Higgins	Littlejohn	Price
Beckwith	Dreiss	Hodges	Locke, S. D.	Rice
Binder	Duffy	Horton	Maher	Roche
Briggs	Earl	House	McCabe	Scott
Brogan	Ely	Howe	McDonald	Seeber
Brown, C. W.	Erwin	Howland	Mullaney	Sweet
Butler	Felter	Hubbell	Murray	Taylor
Childs	Forsyth	Johnson, S. W.	Nagle	Van Allen
Clarke }	Haggerty	Joyce	Nash	Van Cott
Clinton	Hall	Kittle	Noxon	Van Duzer
Coffey	Haskell	Kruse	Oliver	Whiteman
Curtis	Hawkins	Lewis	Otis	Wilcox
Dayton	Heath			

Those who voted in the negative, were

Burns	Garbutt	Miles	Odell	Sipp
Farrell	Jones			

Mr. Oliver offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 547, entitled "An act to amend an act entitled 'An act concerning pawnbrokers,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Oliver offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee on the affairs of cities be discharged from the further consideration of Senate bill No. 190, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and declare the special and local laws affecting public interests in the city of New York,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Lewis offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 181, entitled "An act to consolidate into one act, and declare the special and local laws affecting public interests in the city of New York," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Dayton offered, for the consideration of the House, a resolution in the words following:

Resolved, That it be referred to the committee on the judiciary to inquire whether, without injustice to offenders, the laws of this State may not be so amended as more effectually to provide for the certain and speedy punishment of persons guilty of capital offenses, and that the committee may report by bill, and may report at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Dayton offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill, Int. No. 834 and general order No. 695, entitled "An act to establish a commission of navigation of Chautauqua lake and its outlet, and in relation to navigation on the same, and to repeal an act entitled 'An act in relation to the inspection and running of steamboats on Chautauqua lake,' passed May 24, 1876, and acts amendatory thereof," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Van Cott offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 565, entitled "An act di-

recting the commissioners of charities and corrections of the city of New York to establish a reception hospital in the upper part of said city," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Van Cott offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 623, entitled "An act to repeal section 2 of chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act and to declare the special or local laws affecting public interests in the city of New York,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also the following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 334, entitled "An act in relation to declaring certain contracts for the sale, purchase or transfer of personal property to be construed as bets or wagers under the operation of the Penal Code," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 348, entitled "An act to amend the Penal Code" (§§ 351 and 352), and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 40 }
{ NOES 34 }

Those who voted in the affirmative, were

Ackroyd	Craig	Higgins	Maher	Pratt
Bailey	Donnelly	Hooley	McDonald	Roche
Barnes	Dreiss	Horton	Miles	Sipp
Binder	Duffy	Jobes	Mullaney	Smith, C.
Brogan	Earl	Johnson, S. W.	Murphy	Taylor
Burns	Farrell	Joyce	Murray	Van Cott
Butler	Felter	Lindsay	Nagle	Veeder
Clarke	Forsyth	Locke, L. R.	Oliver	Whiteman

Those who voted in the negative, were

Beckwith	Haggerty	Howland	Nash	Scott
Cady	Hall	Hubbell	Noxon	Seeber
Childs	Hawkins	Kruse	Odell	Sweet
Clapp	Heath	Lewis	Otis	Tremper
Curtis	Hendricks	Littlejohn	Palmer	Van Allen
Dimmick	Hodges	Locke, S. D.	Price	Van Duzer
Ely	Howe	McCabe	Rice	

Mr. Husted called from the table the resolutions previously offered by him in the words following:

Whereas, The incentive and rewards given to inventors by the Constitution of the United States and the laws of Congress passed thereunder have done more, perhaps, than any one cause to advance our whole country to the front rank in wealth, resources and industries among all nations of the world; and

Whereas, Any material change in those laws would, in the opinion of this House, seriously retard our progress as a people; therefore be it

Resolved, That our Senators and Representatives in the United States Congress are respectfully requested to oppose the passage of any bill which would have the effect to discourage inventions, by impairing the value of patented property or of imposing any conditions on the owners of such property in prosecuting and maintaining their rights to the full value of their said property, which are not equally applicable under the laws of Congress to the rights of all property, and the remedies provided to protect the same, for all citizens of our entire country.

Resolved, That this House heartily approves of such amendments to existing patent laws, as shall provide speedy and full punishment for all persons who appropriate the patented property of others without authority of law and manufacture and sell the same to innocent purchasers and users thereof, to the great annoyance in some cases of the user, and to the great injury of the rightful owner of such property in all cases.

Resolved, That a copy of these resolutions be forwarded to each Senator and Representative in Congress.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

A message from the Senate was received and read in the words following:

IN SENATE, *April 11, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act for the relief of persons who performed the duties of janitors of district courts in the city of New York, between September 30, 1878, and May 1, 1880."

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Campbell, and by unanimous consent, the same was amended as follows:

Amend the title by striking out the word "May," and insert the word "June."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the negative, a three-fifths quorum not voting, and said bill laid aside.

} AYES 66 }
 } NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hendricks	Littlejohn	Pratt
Bailey	Dimmick	Higgins	Locke, S. D.	Price
Barnes	Duffy	Hooley	Locke, L. R.	Rice
Beckwith	Ely	Horton	Maher	Roche
Binder	Felter	Howland	McDonald	Scott
Briggs	Forsyth	Hubbell	Murphy	Seeber
Brogan	Garbutt	Husted	Murray	Shoemaker
Brown, C. W.	Geddes	Jobes	Nagle	Sweet
Burns	Haggerty	Johnson, S. W.	Nash	Taylor
Butler	Hall	Joyce	Noxon	Tremper
Clarke	Haskell	Kelly	Odell	Van Allen
Clapp	Hawkins	Lewis	Oliver	Whiteman
Coffey	Heath	Lindsay	Palmer	Wilcox
Craig				

For the negative,

Kruse

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 22, entitled "An act to prevent life insurance companies from interposing the defense of suicide in certain cases," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Burns moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 644, entitled "An act to amend chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' " and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 370, entitled "An act to provide for the valuation of life insurance policies and obligations connected therewith," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following :

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 639, entitled "An act to pro-

vide for the payment of the expenses of certain proceedings for the judicial determination of the term of and title to the office of judge of the superior court of the city of New York," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Also, the following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 531, entitled "An act to repeal an act entitled 'An act to confer further power on the boards of supervisors,' passed May 22, 1882," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Odell presented a petition of citizens of Newburgh in favor of the preservation of the Adirondack forests; which was read and committed to the committee of the whole.

Mr. Felter presented a petition of citizens of Rockland county in favor of a high license law; which was read and committed to the committee of the whole.

Messrs. Childs and Cartwright each presented petitions of citizens of this State in relation to the adulteration and sale of dairy products; which were read and laid upon the table.

Mr. McDonald presented a petition of citizens of this State asking for an extension street on the East river from Sixty-fourth street to Ninetieth street, New York city; which was read and referred to the sub-committee of the whole.

Mr. Cartwright presented a petition of citizens of Delaware county praying for the relief of drafted men; which was read and laid upon table.

Messrs. J. H. Brown, Barager, Hasbrouck, Harpending, Rice, Garbutt, Hendricks, Van Duzer, Cartwright, Priddy, Dean and Scott, each presented petitions praying for the submission to the vote of the people of an amendment to the State Constitution relative to the manufacture and sale as a beverage of intoxicating liquors; which were read and committed to the committee of the whole.

Mr. Van Cott presented a petition of citizens of New York city asking the Legislature to pass a bill authorizing the construction of a hospital in Harlem; which was read and committed to the committee of the whole.

Messrs. Dean, Wilcox, Scott, Garbutt, Odell, Littlejohn, Harpending and Childs each presented petitions in favor of the bill to prohibit free passes; which were read and referred to the committee on the judiciary.

Mr. Hawkins presented a petition of citizens of Suffolk county, praying for the enactment of a law that will permit of the hunting of wild deer in said county from the 1st to the 10th day of November in each year, Sundays excluded; which was read and referred to the committee on game laws.

Also, a petition in relation to the enlargement of the Grand Central depot, in New York city; which was read and committed to the committee of the whole.

Messrs. Allen, Earl, Cady, Farrell, Taylor, Hubbell, Tremper, Hendricks, Owens, Odell, Noxon, Veeder, Rosenthal, Roche, Jobes, Clarke, Littlejohn, Clapp, S. W. Johnson, Haggerty, Priddy, Barnes, Howland, Higgins and Murray, each presented petitions of citizens of this State praying for the passage of an act relative to the enlargement of the Grand Central Depot in New York city; which were read and committed to the committee of the whole.

Mr. Howland presented a petition of the Manhattan Liberal Club, remonstrating against the passage of an act making Good Friday a legal holiday; which was read and committed to the committee of the whole.

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 635, entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' passed June 3, 1881," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Felter moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at two o'clock, the House adjourned.

MONDAY, APRIL 14, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Albert Foster.

The journal of Friday, April 11, was read and approved.

Mr. Scott offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill, not printed, entitled "An act to amend chapter 848 of the Laws of 1866, entitled 'An act to revise the several acts relative to the village of Nunda, in Livingston county,' and the acts amendatory thereof," for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The privileges of the floor were extended to Hon. William Lewis, a former member of this House.

Indefinite leave of absence was granted to Mr. Hooley.

A message from the Senate was received and read in the words following:

IN SENATE, *April 11, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act for the relief of persons who performed the duties of janitors of district courts in the city of New York between September 30, 1878, and May 1, 1880."

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Campbell, and by unanimous consent, the same was amended as follows:

Amend the title by striking out "May," and inserting in lieu thereof "June."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Howe	McCabe	Owen
Allen	Darragh	Howland	Miles	Pierson
Barager	Dayton	Hubbell	Moore	Pratt
Barnes	Dean	Husted	Murray	Priddy
Binder	Dimmick	Jackson	Nagle	Scott
Boyce	Earl	Jobes	Nash	Shoemaker
Boynton	Ely	Johnson, S. W.	Nason	Smith, W. E.
Brown, C. W.	Erwin	Jones	Nelson	Taylor
Brown, J. H.	Farnum	Joyce	Noxon	Van Allen
Burns	Felter	Kittle	Odell	Van Cott
Cady	Forsyth	Kruse	Olin	Van Duzer
Cartwright	Garbutt	Lewis	Oliver	Westfall
Church	Haggerty	Lindsay	O'Neil	Whiteman
Clarke	Harpending	Littlejohn	Osborne	Wilcox
Clinton	Higgins	Locke, S. D.	Otis	Zimmerman
Coffey	House	Locke, L. R.		

For the negative,

Roosevelt

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Locke, L. R.	Pratt
Allen	Darragh	Hawkins	McCabe	Priddy
Barnes	Dean	Heath	Miles	Rice
Barager	Dibble	Higgins	Murray	Roche
Becker	Dimmick	House	Nagle	Rosenthal
Binder	Donnelly	Howland	Nash	Scott
Boyce	Duffy	Hubbell	Nason	Shoemaker
Boynton	Earl	Husted	Nelson	Smith, C.
Brown, C. W.	Ely	Jackson	Noxon	Sweet
Brown, J. H.	Farnum	Jobes	Odell	Taylor
Burns	Felter	Johnson, S. W.	Olin	Van Cott
Cady	Forsyth	Jones	Oliver	Westfall
Church	Garbutt	Joyce	Osborne	Whiteman
Clarke	Geddes	Kittle	Otis	Wilcox
Clinton	Haggerty	Lindsay	Pierson	Zimmerman
Coffey	Harpending	Littlejohn		

For the negative,

Roosevelt

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Mr. Rice introduced a bill entitled "An act for the relief of the Canandaigua Water-works Company," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Rice, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 60 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Mullaney	Priddy
Allen	Dimmick	Hunt	Murray	Rice
Barager	Duffy	Husted	Nash	Roche
Becker	Earl	Jackson	Nason	Scott
Beckwith	Ely	Jobes	Noxon	Sipp
Binder	Erwin	Johnson, S. W.	Odell	Smith, W. E.
Boyce	Farnum	Jones	Oliver	Smith, C.
Brown, C. W.	Felter	Joyce	O'Neil	Sweet
Brown, J. H.	Forsyth	Kelly	Osborne	Taylor
Burns	Garbutt	Kruse	Otis	Van Allen
Butler	Geddes	Lewis	Owen	Van Cott
Cady	Harpending	Lindsay	Palmer	Van Duzer
Church	Haskell	Locke, L. R.	Pierson	Walrath
Clinton	Heath	McCabe	Pratt	Westfall
Coffey	Higgins	Miles	Price	Zimmerman
Darragh	Howe	Moore		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Nason introduced a bill entitled "An act to amend an act entitled 'An act to provide for the erection of court-rooms and authorizing the designation of the same for the use of justices in the city of Brooklyn,' passed May 26, 1881," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Nason, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Craig offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return for amendment of Assembly bill No. 216, entitled "An act to amend chapter 200 of the Laws of 1873, entitled 'An act to amend the charter of the village of Addison, in the county of Steuben.'" "

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker called from the table the report of the sub-committee of the whole, as found in Assembly Document No. 147, as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 376, G. O. 371, "An act to provide for adjusting and enforcing the claim of the town of Corning against the New York, Lackawana and Western Railway Company by reason of the construction of the railway of said company upon and along that portion of a highway of said town running through the Chemung Narrows, and appointing commissioners for that purpose." [With an amendment.]

No. 550, G. O. 528, "An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State."

No. 455, G. O. 177, "An act to amend an act entitled 'An act to amend the act entitled An act to revise, amend and consolidate the several acts relating to the village of Whitesboro,' passed February 12, 1859, and several amendments thereto." [With amendments.]

No. 619, G. O. 617, "An act to legalize all medical degrees and diplomas granted prior to the passage of this act by the United States Medical College in the city of New York." [With amendments.]

No. 287, G. O. 284, entitled "An act to amend chapter 141 of the Laws of 1871, entitled 'An act to abolish tolls on certain roads and bridges in the towns of Newtown and Flushing, in the county of Queens, and to provide compensation therefor.'" [With amendments.]

No. 540, G. O. 519, "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'" "

No. 247, G. O. 247, "An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie." [With an amendment.]

No. 364, G. O. 359, "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark."

No. 494, G. O. 443, "An act to authorize the registrar of arrears of the city of Brooklyn to accept certificates of sales for taxes in said city, made since the year 1862, in payment of certain taxes." [With amendments.]

No. 538, G. O. 517, "An act to amend chapter 441 of the Laws of 1864, and to repeal chapter 451 of the Laws of 1880, entitled 'An act supplementary to chapter 441 of the Laws of 1864, entitled An act in relation to the performance of highway labor in Queens county.'" [With amendments.]

No. 488, G. O. 439, "An act to provide for the proper removal of stable manure from the city of New York."

No. 534, G. O. 513, "An act to amend chapter 170 of the Laws of 1866, entitled 'An act to incorporate the village of Montezuma.'" "

No. 600, G. O. 569, "An act to amend an act entitled 'An act to establish free schools in district No. 3, in the town of Flushing,' passed April 16, 1857, and to provide for the purchase of sites, the erection of school-houses, and the support and management of the schools in said district." [With an amendment.]

No. 549, G. O. 527, "An act to amend chapter 547 of the Laws of 1855, entitled 'An act allowing illegitimate children to inherit real and personal property in certain cases.'" "

No. 592, G. O. 558, "An act to facilitate the transfer of stocks and registered bonds." [With amendments.]

No. 277, G. O. 274, "An act to amend chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'" [With amendments.]

No. 696, G. O. 658, "An act to authorize the Brooklyn City Railroad Company to grant, sell and convey to the Broadway Railroad Company of Brooklyn, and the Broadway Railroad Company of Brooklyn to purchase of the Brooklyn City Railroad Company all the right, title and interest of the Brooklyn City Railroad Company in the Cypress Hill extension, so called, in the town of New Lots, in the county of Kings, and the real estate hitherto used in connection therewith."

No. 539, G. O. 518, "An act to exempt the county of Chenango from the provisions and operations of chapter 346 of the Laws of 1883, entitled 'An act to provide for the construction, care, maintenance, preservation and repair of public bridges over streams or other waters forming the boundary lines of counties, and to apportion the expense thereof.'" "

No. 236, G. O. 235, "An act for the encouragement and protection of hedges or line fences." [With amendments.]

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

The Senate returned the Assembly bill No. 79, entitled "An act for the improvement of Fourth avenue, between Sixty-sixth and Sixty-seventh streets, in New York city," with a message that they have non-concurred in the passage of the same.

The Senate returned the Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins, as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong," with a message that

they have concurred in the passage of the same, with the following amendments :

After the title insert the following :

"The People of the State of New York, represented in Senate and Assembly, do enact as follows :

"SECTION 1."

Page 2, strike out lines 25 and 26 ; and in line 27 the words "section 1."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hubbell	Murray	Roche
Allen	Donnelly	Husted	Nagle	Roosevelt
Baker	Dreiss	Jackson	Nash	Rosenthal
Barager	Duffy	Jobs	Nason	Scott
Becker	Earl	Johnson, S. W.	Nelson	Seeber
Boyce	Ely	Jones	Noxon	Shoemaker
Brogan	Erwin	Joyce	Odell	Sipp
Brown, C. W.	Farnum	Kent	Olin	Smith, W. E.
Brown, J. H.	Forsyth	Kittle	Oliver	Smith, C.
Butler	Garbutt	Kruse	O'Neil	Sweet
Cady	Geddes	Lewis	Osborne	Taylor
Cartwright	Haggerty	Lindsay	Otis	Van Allen
Clarke	Harpending	Locke, S. D.	Owen	Van Cott
Clinton	Haskell	Locke, L. R.	Palmer	Welch
Craig	Hawkins	McCabe	Pierson	Westfall
Darragh	Higgins	Miles	Pratt	Whiteman
Dean	House	Moore	Priddy	Wilcox
Dibble	Howland	Murphy	Rice	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act establishing the lines of Mott avenue in the Twenty-third ward of the city of New York," with a message that they have concurred in the passage of the same, with the following amendments :

Section 1, line 1, before the word "the," insert the words "the commissioners of."

Add as section 2 the following :

"§ 2. The said commissioners of the department of public parks of the city of New York are also hereby authorized and directed to take from file certain maps showing streets and avenues in the Twenty-third ward of the city of New York, and prepare and file a new map of such portion thereof as may be necessary in order to show on said new map the change of the width of Trinity avenue, or Delmonico place, from eighty feet to fifty feet in accordance with the existing width of said avenue or place, and also in order to show on said new map the discontinuance of said Trinity avenue or Delmonico place, beyond the point known as Sutton place, as laid out on a map made and filed under the provisions of chapter 841 of the Laws of 1868."

Change section 2 to section 3.

Amend the title so as to read "An act establishing the lines of Mott avenue and Trinity avenue or Delmonico place in the Twenty-third ward of the city of New York."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hodges	Murphy	Rosenthal
Allen	Darragh	House	Murray	Shoemaker
Baker	Dean	Howland	Nash	Sipp
Barnes	Dibble	Hubbell	Nason	Smith, W. E.
Becker	Donnelly	Jackson	Nelson	Smith, C.
Binder	Ely	Jobes	Noxon	Sweet
Boyce	Erwin	Johnson, S. W.	Odell	Taylor
Boynton	Farnum	Jones	Oliver	Van Allen
Brogan	Felter	Joyce	O'Neil	Van Cott
Brown, C. W.	Garbutt	Kittle	Osborne	Van Duzer
Burns	Geddes	Kruse	Otis	Walrath
Butler	Haggerty	Lindsay	Owen	Westfall
Cady	Harpending	Locke, S. D.	Palmer	Whiteman
Cartwright	Haskell	McCabe	Pierson	Wilcox
Clarke	Hawkins	Moore	Pratt	Zimmerman
Clapp	Hendricks	Mullaney		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to regulate the commitment and discharge of certain prisoners, tramps and vagrants in Albany county, and to prescribe the effect thereof, to provide for the support of the prisoners in the jail in the city of Albany, and to fix the duties and compensation of the sheriff of said county, and of certain employees in the jail in said city," with a message that they have concurred in the passage of the same, with the following amendments:

In section 3, line 4, Assembly (printed) bill No. 444, insert, between the words "following" and "of," the words "one entry."

Strike out all of section 12, and in place thereof insert the following new section:

"§ 12. No tramp or vagrant, convicted or sentenced by any magistrate in the county of Albany, shall, by any residence in the Albany penitentiary or jail, gain a residence in said county, nor shall the time of his residence in said penitentiary or jail be in any way considered, in any case, determining his residence."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Maher	Rice
Allen	Curtis	Haskell	McCabe	Roosevelt
Baker	Darragh	Hawkins	Miles	Rosenthal

Barnes	Dean	Higgins	Mullaney	Scott
Barager	Dibble	Hodges	Nash	Secber
Binder	Dimmick	Howe	Nason	Shoemaker
Boyce	Donnelly	Howland	Noxon	Smith, W. E.
Brogan	Duffy	Hunt	Odell	Taylor
Brown, C. W.	Earl	Husted	Oliver	Van Allen
Brown, J. H.	Ely	Jackson	O'Neil	Van Cott
Burns	Erwin	Jobes	Osborne	Walrath
Butler	Farnum	Johnson, S. W.	Owen	Welch
Cady	Farrell	Joyce	Pierson	Westfall
Cartwright	Felter	Kittle	Pratt	Whiteman
Clarke	Garbutt	Lindsay	Priddy	Wilcox
Coffey	Haggerty	Locke, L. R.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Burns moved to disagree with the report of the sub-committee of the whole on Assembly bill No. , entitled "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark," and that the same be referred to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Welch offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly for amendment of Assembly bill No. 429, entitled "An act to amend chapter 190 of the Laws of 1863, entitled 'An act to incorporate the Seminary of Our Lady of Angels,' and the acts amendatory thereof."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the Senate bill No. 317, entitled "An act to prevent deception in sales of dairy products," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate sent for concurrence the following entitled bills :

"An act to amend chapter 30 of the Laws of 1880, entitled 'An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend An act to incorporate the city of Troy,' passed April 12, 1816, and also to amend other acts relating to the city of Troy, and supplemental thereto," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to create a forest commission for the State of New York, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act to provide for the repavement of Fifth avenue, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to tax gifts, legacies and collateral inheritances in certain

cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act authorizing the Superintendent of Public Works to purchase certain real estate in the city of Cohoes for the use of the State," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Clinton said bill was substituted for Assembly bill, Int. No. 1011, now on the order of third reading.

"An act to amend section 16 of title 4 of chapter 598 of the Laws of 1870, relative to the city of Troy, as amended by chapter 248 of the Laws of 1882," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act laying out public places and parks and parkways in the Twenty-third and Twenty-fourth wards of the city of New York, and in the adjacent district in Westchester county, and authorizing the taking of the lands for the same," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, said bill was substituted for Assembly bill No. 83 on the same subject, now on general orders.

The Senate returned the concurrent resolution recalling from the Governor Assembly bill (not printed), entitled "An act to amend chapter 848 of the Laws of 1866, entitled 'An act to revise the several acts relative to the village of Nunda, in Livingston county, and the acts amendatory thereof,'" for the purposes of amendment, with a message that they have concurred in the passage of the same.

Also, the concurrent resolution recalling from the Governor, for amendment, Assembly bill No. 216, entitled 'An act to amend chapter 200 of the Laws of 1873, entitled 'An act to amend the charter of the village of Addison, in the county of Steuben.'"

Ordered, That the Clerk deliver said resolutions to the Governor.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 14, 1884. }

To the Assembly :

I return, without approval, Assembly bill No. 284, entitled "An act to amend chapter 319 of the Laws of 1848, entitled 'An act for the incorporation of benevolent, charitable, scientific and missionary societies,' and the several acts amendatory thereof."

This bill proposes to add to the law of 1848 two new sections, which provides for the dissolution of all corporations organized by virtue of said act, and the application of the property owned by them, or the proceeds thereof, after payment of debts, to any such religious, benevolent, charitable, or other object or purpose, as the trustees in a petition to be presented to the court may indicate, and the said court shall approve. It provides that the proceedings may be instituted by a majority of the trustees or directors, when the corporation shall cease to act in its corporate capacity, or is desirous of closing its affairs. A notice of the time and place of such intended application to the court is, by implication, required to be published once in each week for four weeks in two newspapers. This seems to be the only notice to be given to the stockholders or members of the corporation of the pro-

posed movement. There is no provision that such stockholders or members may interpose any objections or be in any manner heard nor is any way pointed out for the court to proceed in making an inquiry into the facts necessary to be established for a proper adjudication. And yet the object of the proceeding is not only to dissolve the corporation, but to devote the surplus of its property, after paying debts and the expense of the proceeding, to any object or purpose which the trustees may indicate and the court approve.

The class of corporations affected by this bill is, by an amendment of the original law passed in 1884, authorized to hold real estate of the value of \$2,000, and personal property to an equal amount.

The property of such institutions is really beneficially vested, I suppose, in the members of the corporation; and it is the duty of the trustees to manage the property and affairs of such corporation for the best interests of the members. They are not put in place to dissolve the corporation nor to distribute its property. When that becomes proper or desirable the movement should, in my opinion, be inaugurated by the members of the corporation. At all events, they should have ample opportunity to be heard in such cases before their corporation is dissolved, and their property distributed, it may be, to an object or purpose entirely foreign to the design of the corporation.

Another objection to the bill is found in the fact that a mode is already provided for the voluntary dissolution of the corporations described therein, by title 11, chapter 17 of the Code of Civil Procedure. And if the features of this bill touching the diversion of the property of such institutions should be adopted, they ought to be much better guarded in the interests of the members of the corporation and incorporated in that chapter and title of the Code.

GROVER CLEVELAND.

On motion of Mr. Husted, said bill and its accompanying message were laid upon the table.

The bill entitled "An act to provide for a revision of the charter and ordinances of the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haggerty	Locke, L. R.	Rosenthal
Allen	Coffey	Hawkins	McCabe	Scott
Baker	Craig	Higgins	Miles	Shoemaker
Barnes	Curtis	Hodges	Murray	Sipp
Barager	Darragh	Howland	Nagle	Smith, W. E.
Becker	Dayton	Hubbell	Nason	Smith, C.
Beckwith	Dean	Hunt	Noxon	Sweet
Boyce	Dibble	Jackson	Odell	Taylor
Boynton	Donnelly	Jobes	Osborne	Van Allen
Brogan	Earl	Johnson, S.W.	Otis	Van Cott
Brown, C. W.	Ely	Jones	Owen	Van Duzer
Brown, J. H.	Farnum	Kelly	Palmer	Veeder

Butler	Farrell	Kruse	Pierson	Walrath
Cady	Felter	Lindsay	Pratt	Westfall
Cartwright	Forsyth ¹	Littlejohn	Priddy	Wilcox
Childs	Garbutt	Locke, S. D.	Roosevelt	Zimmerman
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the authority of the treasurer of Chemung county, in the investment of moneys known as the railroad bonds sinking fund," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Higgins	McCabe	Rosenthal
Allen	Curtis	Hodges	Miles	Scott
Baker	Darragh	House	Murray	Seeber
Barnes	Dayton	Howland	Nagle	Shoemaker
Becker	Dibble	Hubbell	Nash	Sipp
Binder	Dimmick	Jackson	Nason	Smith, W. E.
Boyce	Duffy	Jobs	Noxon	Smith, C.
Boynton	Earl	Johnson, S.W.	Odell	Sweet
Brogan	Erwin	Jones	O'Neil	Taylor
Brown, C. W.	Farnum	Kelly	Osborne	Van Allen
Brown, J. H.	Farrell	Kruse	Otis	Van Duzer
Butler	Felter	Lewis	Palmer	Walrath
Cady	Forsyth	Lindsay	Pierson	Westfall
Cartwright	Garbutt	Littlejohn	Pratt	Whiteman
Clarke	Haggerty	Locke, S. D.	Priddy	Wilcox
Clapp	Hawkins	Maher	Roosevelt	Zimmerman
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release and grant the interest of the people of the State of New York in certain real estate situate in the village of Wappinger's Falls, Dutchess county, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Forsyth	Maher	Scott
Allen	Clapp	Haggerty	McCabe	Seeber
Baker	Clinton	Hawkins	Miles	Shoemaker
Barnes	Coffey	Hodges	Murray	Sipp
Becker	Craig	Hooley	Nash	Smith, W. E.
Beckwith	Curtis	House	Nason	Smith, C.
Binder	Darragh	Howland	Noxon	Sweet

Boyce	Dean	Hubbell	Olin	Taylor
Boynton	Dibble	Husted	O'Neil	Tremper
Brogan	Dimmick	Jackson	Owen	Van Allen
Brown, C. W.	Donohue	Jobes	Palmer	Van Cott
Brown, J. H.	Duffy	Johnson, S. W.	Pierson	Van Duzer
Burns	Earl	Jones	Pratt	Veeder
Butler	Ely	Kittle	Price	Westfall
Cady	Erwin	Kruse	Roche	Whiteman
Cartwright	Farnum	Littlejohn	Roosevelt	Wilcox
Childs	Farrell	Locke, S. D.	Rosenthal	Zimmerman
Church	Felter	Locke, L. R.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the people of the State of New York in and to the lands of which Barney Luse died seized to James Walker," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Harpending	Locke, S. D.	Palmer
Allen	Craig	Hawkins	Maher	Pierson
Baker	Curtis	Heath	McCabe	Price
Barnes	Darragh	Higgins	McDonald	Rosenthal
Becker	Dayton	Hodges	Miles	Scott
Beckwith	Dean	Howe	Moore	Seeber
Binder	Dibble	Howland	Murphy	Shoemaker
Boyce	Dimmick	Hubbell	Nagle	Sipp
Boynton	Donnelly	Hunt	Nash	Smith, W. E.
Brogan	Duffy	Husted	Nason	Smith, C.
Brown, C. W.	Earl	Jackson	Nelson	Sweet
Brown, J. H.	Erwin	Jobes	Noxon	Taylor
Burns	Farnum	Johnson, S. W.	Odell	Van Allen
Butler	Farrell	Jones	Olin	Van Cott
Cady	Felter	Kelly	Oliver	Van Duzer
Cartwright	Forsyth	Kittle	O'Neil	Whiteman
Childs	Garbutt	Kruse	Osborne	Wilcox
Church	Haggerty	Littlejohn	Owen	Zimmerman
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the official acts of William J. Filkins and others as trustees of the Rural Union Cemetery Association, of Joy, Wayne county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Hawkins	Locke, S. D.	Scott
Allen	Coffey	Heath	Locke, L. R.	Seeber
Baker	Craig	Hodges	McCabe	Shoemaker
Barnes	Curtis	Howe	Miles	Sipp
Barager	Darragh	Howland	Nash	Smith, W. E.
Becker	Dayton	Hubbell	Nason	Smith, C.
Beckwith	Dean	Hunt	Nelson	Sweet
Binder	Dibble	Husted	Noxon	Taylor
Boyce	Dimmick	Jackson	Odell	Van Allen
Boynton	Donnelly	Jobs	O'Neil	Van Cott
Brogan	Duffy	Johnson, S. W.	Osborne	Van Duzer
Brown, C. W.	Earl	Kelly	Otis	Veeder
Brown, J. H.	Farnum	Kittle	Owen	Welch
Burns	Forsyth	Kruse	Palmer	Westfall
Cady	Garbutt	Lewis	Pierson	Whiteman
Cartwright	Haggerty	Lindsay	Price	Wilcox
Childs	Harpending	Littlejohn	Roche	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release and grant the right, title and interest of the people of the State of New York in and to certain real estate in the village of Warsaw, Wyoming county, of which Griffith W. Thomas died seized, to the next of kin of said deceased, and authorizing the Supreme Court to effect the sale thereof under its direction, and to ascertain and pay over to the next of kin of said Griffith W. Thomas, or their certain attorney, the proceeds of such sale, and directing the payment out of the State treasury of certain money of the estate of said Griffith W. Thomas therein deposited, pursuant to an order of the surrogate of Wyoming county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Craig	Higgins	Maher	Rosenthal
Barnes	Curtis	Hodges	McCabe	Scott
Barager	Darragh	Howe	Miles	Seeber
Becker	Dean	Howland	Moore	Shoemaker
Beckwith	Dibble	Hubbell	Nagle	Sipp
Binder	Dimmick	Husted	Nash	Smith, W. E.
Boyce	Donnelly	Jackson	Nason	Smith, C.
Boynton	Duffy	Jobs	Nelson	Sweet
Brogan	Earl	Johnson, S. W.	Noxon	Taylor
Brown, C. W.	Farnum	Jones	Odell	Van Allen
Brown, J. H.	Farrell	Kelly	Osborne	Van Cott
Burns	Felter	Kittle	Owen	Veeder
Butler	Forsyth	Kruse	Pierson	Welch
Cady	Garbutt	Lewis	Pratt	Westfall
Cartwright	Geddes	Lindsay	Price	Whiteman
Church	Haggerty	Littlejohn	Priddy	Wilcox
Clarke	Haskell	Locke, S. D.	Roche	Zimmerman
Coffey	Hawkins	Locke, L. R.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 332 of the Laws of 1883, entitled 'An act to authorize the construction of sewers in the village of Cooperstown, in the town of Otsego, in the county of Otsego,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Maher	Roche
Barnes	Dimmick	Howe	McCabe	Roosevelt
Beckwith	Donnelly	Howland	Miles	Scott
Binder	Duffy	Hubbell	Murphy	Seeber
Boyce	Earl	Hunt	Murray	Shoemaker
Boynnton	Ely	Husted	Nagle	Sipp
Brogan	Erwin	Johnson, S. W.	Nelson	Smith, W. E.
Brown, J. H.	Farnum	Jones	Odell	Sweet
Burns	Farrell	Kelly	O'Neil	Taylor
Cady	Felter	Kittle	Osborne	Van Allen
Cartwright	Garbutt	Kruse	Otis	Van Cott
Clarke	Geddes	Lewis	Owen	Van Duzer
Curtis	Haggerty	Lindsay	Palmer	Veeder
Darragh	Harpending	Littlejohn	Pierson	Whiteman
Dayton	Haskell	Locke, S. D.	Pratt	Wilcox
Dean	Hawkins	Locke, L. R.	Rice	Zimmerman

Those who voted in the negative, were

House	Smith, C.	Westfall
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize the city of Troy to borrow money, and to provide for the payment of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hubbell	Nason	Roosevelt
Barnes	Donnelly	Husted	Nelson	Rosenthal
Barager	Duffy	Johnson, S. W.	Noxon	Scott
Becker	Earl	Jones	Odell	Seeber
Beckwith	Ely	Kelly	Olin	Shoemaker}}
Binder	Felter	Kruse	Oliver	Sipp
Boyce	Garbutt	Lewis	O'Neil	Smith, W. E.
Boynnton	Geddes	Lindsay	Osborne	Sweet
Brown, C. W.	Haggerty	Locke, S. D.	Otis	Taylor

Brown, J. H.	Harpending	Maher	Owen	Van Allen
Burns	Haskell	McCabe	Palmer	Van Duzer
Butler	Hawkins	Miles	Pierson	Veeder
Cady	Heath	Moore	Pratt	Westfall
Cartwright	Hodges	Murphy	Price	Whiteman
Craig	House	Nagle	Priddy	Wilcox
Darragh	Howland	Nash	Roche	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows:

“An act to amend section 8 of chapter 30 of the Laws of 1848, entitled ‘An act further to amend An act to authorize the construction of a railroad from New York to Albany,’ passed May 12, 1846.”

The bill entitled “An act to amend the eighth section of chapter 30 of the Laws of 1848, entitled ‘An act further to amend An act to authorize the construction of a railroad from New York to Albany,’ passed May 12, 1846,” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Howland	Nash	Roche
Allen	Curtis	Hubbell	Nason	Roosevelt
Barnes	Dayton	Jackson	Nelson	Rosenthal
Barager	Dimmick	Johnson, S. W.	Noxon	Scott
Becker	Duffy	Joyce	Odell	Seeber
Beckwith	Earl	Kelly	Olin	Smith, W. E.
Binder	Ely	Kruse	O'Neil	Smith, C.
Boyce	Felter	Littlejohn	Osborne	Sweet
Boynton	Garbutt	Locke, S. D.	Otis	Taylor
Brogan	Haggerty	Locke, L. R.	Owen	Van Allen
Brown, C. W.	Harpending	McCabe	Palmer	Van Cott
Butler	Haskell	Miles	Pierson	Westfall
Cady	Hawkins	Moore	Pratt	Whiteman
Cartwright	Higgins	Mullaney	Price	Wilcox
Childs	Hodges	Murphy	Priddy	Zimmerman
Church	House	Nagle	Rice	

For the negative,

Lindsay

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled “An act to amend the charter of the city of Troy in relation to assessments for local improvements, and to provide means for paying the expense of such improvements,” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	House	Nash	Roosevelt
Allen	Dimmick	Howland	Nason	Rosenthal
Barnes	Donnelly	Jackson	Noxon	Scott
Barager	Duffy	Johnson, S. W.	Odell	Shoemaker
Beckwith	Earl	Jones	Olin	Smith, W. E.
Binder	Ely	Joyce	Oliver	Smith, C.
Boynton	Erwin	Kelly	O'Neil	Sweet
Brown, C. W.	Farrell	Kruse	Osborne	Taylor
Brown, J. H.	Felter	Lindsay	Otis	Van Allen
Cady	Forsyth	Littlejohn	Owen	Van Cott
Cartwright	Garbutt	Locke, S. D.	Palmer	Veeder
Clinton	Haggerty	McCabe	Pierson	Westfall
Coffey	Harpending	Miles	Pratt	Whiteman
Craig	Haskell	Murphy	Price	Wilcox
Curtis	Hawkins	Murray	Priddy	Zimmerman
Darragh	Hodges	Nagle		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

“An act to amend chapter 178 of the Laws of 1883, and to provide for additional protection against fire in the village of Saratoga Springs.”

“An act to provide for laying additional water mains from the Loughberry water-works in the village of Saratoga Springs.”

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Van Cott, at 10 o'clock, the House adjourned.

TUESDAY, APRIL 15, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Albert Foster.

The journal of yesterday was read and approved.

Mr. Church offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill, printed No. 200, entitled “An act to amend chapter 463 of the Laws of 1880, entitled ‘An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding, or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less

than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," be recommitted to the committee on internal affairs for a hearing, retaining its place on general orders.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Heath submitted the Report of the Special Committee appointed to investigate the Western House of Refuge; which was laid upon the table and ordered printed.

(See Doc. No 156.)

Mr. Heath offered, for the consideration of the House, a resolution in the words following:

Resolved, That 500 copies of the Report of the Special Committee appointed to investigate the management of the Western House of Refuge, and the accompanying testimony, be printed and bound for the use of the committee.

Ordered, That said resolution be referred to the committee on public printing.

Mr. Howe offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur). That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 229, entitled "An act to change the corporate name of 'The German-American Loan and Trust Company of the city of New York' to the 'Title Guarantee and Trust Company.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Indefinite leave of absence was granted to Mr. Hall.

The privileges of the floor were extended to Hon. James A. Roberts and Hon. John G. Bergen, former members of this House.

Mr. Howe offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 306, entitled "An act laying out public places and parks and parkways in the Twenty-third and Twenty-fourth wards of the city of New York, and in the adjacent district in Westchester county, and authorizing the taking of the lands for the same," be made a special order directly after the reading of the journal on Thursday morning next, April 17.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker called from the table Assembly Document No. 150, as follows :

The Speaker and Clerk, with the consent of the House, referred the following bills to the sub-committee of the whole :

No. 301, G. O. 292, "An act to authorize the raising and expenditure of money for improving the condition of streets and avenues in the city of Brooklyn."

Senate, No. 290, G. O. 682, "An act to amend an act entitled 'An act concerning the settlement and collection of arrearages of unpaid

taxes, assessments and water rates in the city of Brooklyn, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof,' passed March 16, 1883."

No. 321, G. O. 315, "An act to define the boundary along Hemlock lake between the towns of Canadice, in the county of Ontario, and Conesus, in the county of Livingston."

No. 461, G. O. 421, "An act to provide for the care, transportation and commitment, and the payment therefor, of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany."

No. 625, G. O. 584, "An act to establish a board of county assessors in the county of Richmond."

No. 194, G. O. 188, "An act to amend chapter 346 of the Laws of 1878, entitled 'An act relative to the collection of taxes and assessments in the city of Brooklyn.'"

No. 459, G. O. 420, "An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein."

No. 712, G. O. 678, "An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo."

No. 706, G. O. 515, "An act to amend chapter 639 of the Laws of 1868, entitled 'An act to amend the act incorporating the village of Phoenix, in the county of Oswego,' and the several acts amendatory thereof."

Senate, No. 148, G. O. 150, "An act in addition to and amendatory of the several acts relating to a supply of water in the city of Albany."

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill No. 429, entitled "An act to amend chapter 190 of the Laws of 1863, entitled 'An act to incorporate the Seminary of Our Lady of Angels,' and the acts amendatory thereof." Also, the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill No. 229, entitled "An act to change the corporate name of the German-American Loan and Trust Company of the city of New York to the 'Title Guarantee and Trust Company,'" with messages that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

On motion of Mr. Roosevelt, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 313, entitled "An act to incorporate the College of Pharmacy of the city of New York," and that the same be ordered to a third reading.

Mr. Bailey moved that Assembly bill No. 484, entitled "An act to provide for the assessment of property in certain cases, and to regulate and equalize the same," be referred to the sub-committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act in relation to the Northern New York Institution for Deaf-mutes at Malone, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Howland	Moore	Scott
Allen	Darragh	Hubbell	Mullaney	Seeber
Bailey	Dibble	Hunt	Nash	Sipp
Baker	Donnelly	Husted	Nelson	Smith, W. E.
Barnes	Dreiss	Jobs	Noxon	Smith, C.
Barager	Duffy	Johnson, G. R.	Odell	Sweet
Binder	Earl	Johnson, S. W.	O'Neil	Taylor
Boyce	Erwin	Jones	Otis	Tremper
Briggs	Farnum	Joyce	Owen	Van Allen
Brogan	Felter	Kent	Palmer	Van Duzer
Brown, J. H.	Garbutt	Kittle	Pierson	Veeder
Butler	Haggerty	Lewis	Pratt	Walrath
Cady	Harpending	Lindsay	Price	Welch
Church	Hawkins	Littlejohn	Rice	Westfall
Clarke	Higgins	Locke, S. D.	Roche	Whiteman
Clinton	House	McCabe	Roosevelt	Zimmerman
Coffey				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to legalize the action of the electors of the town of Cobleskill, in the county of Schoharie, in the vote on the 19th day of February, 1884, to authorize the raising of money to build a bridge across Cobleskill creek," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hodges	Littlejohn	Roosevelt
Allen	Curtis	Horton	Locke, S. D.	Seeber
Bailey	Darragh	House	Maher	Sipp
Baker	Dibble	Howland	McCabe	Smith, W. E.
Barnes	Dimmick	Hubbell	Murray	Sweet
Barager	Duffy	Hunt	Nash	Taylor
Binder	Earl	Husted	Noxon	Tremper
Boyce	Ely	Jackson	Odell	Van Allen
Briggs	Farnum	Jobs	O'Neil	Van Duzer
Brogan	Felter	Johnson, S. W.	Otis	Veeder
Brown, C. W.	Forsyth	Jones	Owen	Walrath
Brown, J. H.	Garbutt	Kelly	Pierson	Welch
Cady	Haggerty	Kent	Pratt	Westfall
Childs	Harpending	Kittle	Price	Whiteman
Church	Hawkins	Kruse	Rice	Zimmerman
Clinton	Higgins	Lindsay	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Pierson offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 258, entitled "An act devolving the care, management and administration of the affairs of the Custodial Asylum upon the trustees of the Asylum for Idiots, and making the former asylum a branch of the latter," be committed to the committee on ways and means for a further hearing, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Darragh offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 259, entitled "An act to amend chapter 324 of the Laws of 1850, entitled 'An act for the preservation of the public health, and the acts amendatory thereof,' now on the order of third reading, be recommitted to the committee on public health for a hearing, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to amend chapter 432 of the Laws of 1883, entitled 'An act to provide the village of Lansingburgh, in the county of Rensselaer, with a supply of pure and wholesome water, and with proper drainage,' having been announced for a third reading,

On motion of Mr. S. D. Locke, and by unanimous consent, said bill was amended as follows :

Strike out all of section 2, and change section 3 to section 2.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hunt	Nash	Scott
Allen	Donnelly	Husted	Noxon	Seeber
Bailey	Dreiss	Jackson	Olin	Sipp
Barnes	Duffy	Jobes	Oliver	Smith, C.
Becker	Earl	Johnson, G. R.	O'Neil	Sweet
Binder	Ely	Johnson, S. W.	Osborne	Taylor
Brogan	Erwin	Joyce	Otis	Van Allen
Brown, C. W.	Farnum	Kent	Owen	Van Cott
Brown, J. H.	Felter	Kittle	Palmer	Van Duzer
Burns	Garbutt	Kruse	Pierson	Veeder
Cady	Haggerty	Littlejohn	Price	Walrath
Clarke	Hawkins	Locke, S. D.	Rice	Welch
Clinton	Horton	Locke, L. R.	Roche	Westfall
Craig	House	Maher	Roosevelt	Whiteman
Darragh	Howland	Murray	Rosenthal	Zimmerman
Dayton	Hubbell	Nagle		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for the erection of the State armory in the county of Otsego, and making an appropriation therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 9 }

Those who voted in the affirmative, were

Ackroyd	Craig	Howland	Murray	Seeber
Allen	Curtis	Hubbell	Nagle	Shoemaker
Barnes	Darragh	Hunt	Nelson	Sipp
Barager	Dean	Husted	Noxon	Smith, W. E.
Becker	Dimmick	Jackson	Odell	Sweet
Beckwith	Donnelly	Johnson, G.R.	Olin	Taylor
Binder	Dreiss	Jones	Oliver	Tremper
Boyce	Duffy	Joyce	O'Neil	Van Allen
Briggs	Earl	Kelly	Otis	Van Cott
Brogan	Ely	Kent	Owen	Van Duzer
Brown, C. W.	Erwin	Kittle	Palmer	Veeder
Brown, J. H.	Farrell	Lewis	Pierson	Walrath
Burns	Garbutt	Lindsay	Pratt	Welch
Butler	Geddes	Littlejohn	Price	Westfall
Cartwright	Haggerty	Locke, S. D.	Rice	Whiteman
Church	Higgins	Maher	Roche	Wilcox
Clarke	Hodges	Moore	Roosevelt	Zimmerman
Clinton	House	Mullaney	Scott	Speaker
Coffey	Howe			

Those who voted in the negative, were

Bailey	Boynton	Felter	Heath	Nash
Baker	Childs	Harpending	Kruse	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize and direct the county clerks of Dutchess, Cayuga, Tompkins and Chemung counties to record certain notices of pendency of action now on file in the county clerks' offices of Dutchess, Cayuga, Tompkins and Chemung counties, and to prepare suitable indices to the records of notices of pendency of action in said office," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	House	Locke, S. D.	Pierson
Baker	Dibble	Howe	Maher	Pratt
Barnes	Dimmick	Howland	McCabe	Rice
Becker	Donnelly	Hubbell	Miles	Roosevelt
Beckwith	Duffy	Husted	Moore	Rosenthal
Binder	Earl	Johnson, G.R.	Mullaney	Seeber

Boyce	Ely	Johnson, S. W.	Murray	Shoemaker
Boynton	Erwin	Jones	Nagle	Sipp
Briggs	Farnum	Kelly	Nash	Sweet
Brogan	Farrell	Kent	Nelson	Taylor
Brown, J. H.	Felter	Kittle	Odell	Tremper
Butler	Garbutt	Kruse	Oliver	Van Allen
Cady	Haggerty	Lewis	O'Neil	Van Cott
Church	Harpending	Lindsay	Osborne	Wilcox
Clarke	Higgins	Littlejohn	Otis	Zimmerman
Craig	Hodges			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend chapter 511 of the Laws of 1881, entitled 'An act in relation to certain public parks in the city of Albany,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Clinton	Geddes	Kelly	Osborne
Baker	Coffey	Haggerty	Kittle	Otis
Barnes	Craig	Hall	Kruse	Owen
Barager	Curtis	Haskell	Lewis	Palmer
Becker	Darragh	Hawkins	Lindsay	Pierson
Beckwith	Dean	Higgins	Locke, S. D.	Pratt
Boyce	Dibble	Hodges	Locke, L. R.	Roche
Boynton	Dimmick	House	McCabe	Scott
Briggs	Donnelly	Howe	Miles	Seeber
Brogan	Earl	Howland	Murray	Shoemaker
Brown, C. W.	Ely	Hubbell	Nagle	Sweet
Brown, J. H.	Erwin	Husted	Nash	Taylor
Burns	Farnum	Jackson	Nelson	Tremper
Butler	Farrell	Johnson, G. R.	Noxon	Van Allen
Cartwright	Forsyth	Johnson, S. W.	Oliver	Van Cott
Clarke	Garbutt	Jones	O'Neil	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 15 of title 9 of chapter 519 of the Laws of 1870," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Coffey	Horton	Locke, L. R.	Roosevelt
Bailey	Craig	Howe	McCabe	Scott
Baker	Darragh	Howland	Moore	Seeber

Barager	Dibble	Hubbell	Mullaney	Shoemaker
Becker	Donnelly	Hunt	Murray	Sipp
Beckwith	Duffy	Husted	Nagle	Smith, W. E.
Binder	Earl	Jackson	Nash	Sweet
Briggs	Ely	Jobes	Olin	Taylor
Brogan	Erwin	Johnson, G. R.	Oliver	Tremper
Brown, C. W.	Forsyth	Johnson, S. W.	O'Neil	Van Allen
Burns	Garbutt	Jones	Osborne	Van Cott
Butler	Haggerty	Kelly	Otis	Van Duzer
Cady	Harpending	Kittle	Palmer	Welch
Cartwright	Haskell	Lindsay	Price	Wilcox
Church	Heath	Locke, S. D.	Roche	Zimmerman
Clinton				

For the negative,

Felter

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act in relation to the office of the register of the city and county of New York."

"An act in relation to the office of the clerk of the city and county of New York."

"An act to provide for and regulate the expenses of conducting the office of the clerk of the city and county of New York."

"An act in relation to the office of surrogate of the county of New York."

"An act to repeal chapter 503 of the Laws of 1883, entitled 'An act to prevent the over-crowding of jails in the city and county of New York.'"

"An act to regulate and provide for certain expenses of conducting the office of sheriff of the city and county of New York."

"An act to provide for a more efficient government of the department of parks in the city of New York."

The bill entitled "An act in relation to the office of the register of the city and county of New York," having been announced for a third reading,

Mr. Van Cott moved to amend as follows :

In section 1, line 4, engrossed bill, strike out the word "twelve," and insert in lieu thereof the words "twenty-five."

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question "Shall the main question be now put ?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Cott, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hubbell	Mullaney	Roche
Allen	Craig	Hunt	Murray	Roosevelt
Bailey	Curtis	Husted	Nagle	Scott
Baker	Dayton	Jackson	Nash	Seeber
Barager	Dean	Jobes	Nelson	Shoemaker
Becker	Dibble	Johnson, G. R.	Noxon	Sipp
Beckwith	Donnelly	Jones	Odell	Smith, W. E.
Binder	Earl	Kelly	Olin	Sweet
Boyce	Ely	Kent	Oliver	Taylor
Boynton	Farnum	Kittle	O'Neil	Tremper
Briggs	Forsyth	Kruse	Osborne	Van Allen
Brogan	Garbutt	Lewis	Otis	Van Cott
Brown, C. W.	Haggerty	Littlejohn	Owen	Van Duzer
Brown, J. H.	Harpending	Locke, S. D.	Palmer	Welch
Burns	Haskell	Locke, L. R.	Pierson	Whiteman
Butler	Hawkins	Maher	Pratt	Wilcox
Cady	House	McCabe	Price	Zimmerman
Cartwright	Howe	Moore	Priddy	Speaker
Childs	Howland			

For the negative,

Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the office of the clerk of the city and county of New York," having been announced for a third reading,

Mr. W. E. Smith moved to amend as follows:

In section 2, line 3, strike out the words "clerk of the city and county of New York a salary at and after the rate of fifteen thousand dollars a year as his compensation, which," and insert in lieu thereof the words "clerks of the several counties of this State a salary which shall be fixed by the board of supervisors in each county, except the county of New York, and in the county of New York such salary shall be fixed by the board of estimate and apportionment, which salary."

Mr. Lewis moved to amend section 4 as follows:

In line 3, strike out the word "fifteen," and insert the word "eight."

Same section, line 5, strike out the word "five," and insert the word "three."

Also, strike out all after the word "respectively," on line 5, and insert in lieu thereof the words "but such fees shall not exceed the sum of five dollars for any name searched against."

Mr. Hunt moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

{ AYES 57 }
{ NOES 60 }

Those who voted in the affirmative, were

Bailey	Dayton	Howland	Noxon	Sipp
Baker	Dibble	Hunt	Olin	Smith, C.
Barnes	Erwin	Husted	O'Neil	Sweet

Barager	Forsyth	Jones	Otis	Tremper
Becker	Garbutt	Kent	Owen	Van Allen
Beckwith	Geddes	Kruse	Palmer	Van Duzer
Binder	Haskell	Littlejohn	Pierson	Veeder
Boyce	Hawkins	Locke, S. D.	Price	Welch
Boynton	Heath	Locke, L. R.	Roosevelt	Westfall
Briggs	Hodges	Nash	Seeber	Zimmerman
Cartwright	Horton	Nelson	Shoemaker	Speaker
Clinton	Howe			

Those who voted in the negative, were

Ackroyd	Craig	Haggerty	Lewis	Oliver
Allen	Darragh	Harpending	Lindsay	Osborne
Brogan	Dean	Higgins	Maher	Rice
Brown, C. W.	Dimmick	House	McCabe	Roche
Brown, J. H.	Donnelly	Hubbell	McDonald	Rosenthal
Burns	Dreiss	Jackson	Miles	Scott
Butler	Duffy	Jobes	Moore	Smith, W. E.
Cady	Earl	Johnson, G. R.	Mullaney	Taylor
Childs	Ely	Johnson, S. W.	Murphy	Van Cott
Church	Farnum	Joyce	Murray	Walrath
Clarke	Farrell	Kelly	Nagle	Whiteman
Coffey	Felter	Kittle	Odell	Wilcox

After further debate,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. E. Smith, and it was determined in the negative.

{ AYES 41 }
{ NOES 66 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Haggerty	McCabe	Osborne
Allen	Dayton	Higgins	Miles	Roche
Brogan	Dimmick	Jobes	Moore	Rosenthal
Brown, C. W.	Donnelly	Johnson, S. W.	Mullaney	Smith, W. E.
Brown, J. H.	Duffy	Joyce	Murphy	Van Cott
Burns	Earl	Kelly	Murray	Walrath
Butler	Ely	Lindsay	Nagle	Whiteman
Clarke	Felter	Maher	Oliver	Wilcox
Craig				

Those who voted in the negative, were

Bailey	Erwin	Hubbell	Nelson	Seeber
Baker	Farnum	Hunt	Noxon	Shoemaker
Barager	Garbutt	Husted	Odell	Sipp
Beckwith	Geddes	Johnson, G. R.	Olin	Sweet
Binder	Hall	Jones	O'Neil	Taylor
Boyce	Harpending	Kent	Otis	Tremper
Boynton	Haskell	Kittle	Owen	Van Allen
Briggs	Hawkins	Kruse	Palmer	Van Duzer
Cady	Heath	Lewis	Pierson	Veeder
Cartwright	Hodges	Littlejohn	Price	Welch
Clinton	House	Locke, S. D.	Priddy	Westfall
Curtis	Howe	Locke, L. R.	Roosevelt	Zimmerman
Dean	Howland	Nash	Scott	Speaker
Dibble				

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Lewis, and it was determined in the affirmative.

{ AYES 74 }
{ NOES 36 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Heath	Locke, L. R.	Price
Bailey	Darragh	Higgins	Maher	Rice
Barnes	Dayton	Hodges	McCabe	Roche
Becker	Dibble	Horton	Miles	Rosenthal
Brogan	Dimmick	Hubbell	Moore	Smith, W. E.
Brown, C. W.	Donnelly	Jackson	Mullaney	Smith, C.
Brown, J. H.	Dreiss	Jobes	Murphy	Taylor
Burns	Duffy	Johnson, G. R.	Murray	Van Allen
Butler	Earl	Johnson, S. W.	Nagle	Van Cott
Cartwright	Ely	Joyce	Nash	Veeder
Childs	Felter	Kelly	Nelson	Walrath
Church	Haggerty	Kittle	Odell	Westfall
Clarke	Harpending	Lewis	Osborne	Whiteman
Coffey	Haskell	Lindsay	Otis	Wilcox
Craig	Hawkins	Littlejohn	Owen	

Those who voted in the negative, were

Baker	Dean	Hunt	Oliver	Shoemaker
Barager	Erwin	Husted	O'Neil	Sipp
Beckwith	Farnum	Jones	Pierson	Sweet
Binder	Geddes	Kent	Priddy	Tremper
Boyce	House	Locke, S. D.	Roosevelt	Van Duzer
Boynton	Howe	Noxon	Scott	Welch
Briggs	Howland	Olin	Seeber	Zimmerman
Clinton				

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 107 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Higgins	Maher	Roche
Allen	Craig	Hodges	McCabe	Roosevelt
Bailey	Curtis	Howe	Miles	Rosenthal
Baker	Darragh	Howland	Mullaney	Scott
Barnes	Dayton	Hubbell	Murphy	Seeber
Barager	Dean	Hunt	Murray	Shoemaker
Becker	Dibble	Husted	Nagle	Sipp
Beckwith	Dimmick	Jobes	Nash	Smith, W. E.
Binder	Donnelly	Johnson, G. R.	Nelson	Smith, C.
Boyce	Dreiss	Johnson, S. W.	Noxon	Sweet
Boynton	Duffy	Jones	Odell	Taylor
Briggs	Ely	Joyce	Olin	Tremper
Brogan	Erwin	Kelly	Oliver	Van Allen
Brown, C. W.	Farnum	Kent	O'Neil	Van Cott
Brown, J. H.	Farrell	Kittle	Osborne	Van Duzer
Burns	Garbutt	Kruse	Otis	Walrath

Butler	Geddes	Lewis	Owen	Welch
Cady	Haggerty	Lindsay	Palmer	Westfall
Cartwright	Harpending	Littlejohn	Pierson	Wilcox
Childs	Haskell	Locke, S. D.	Pratt	Zimmerman
Church	Hawkins	Locke, L. R.	Rice	Speaker
Clarke	Heath			

For the negative,

Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for and regulate the expenses of conducting the office of the clerk of the city and county of New York," having been announced for a third reading,

On motion of Mr. Roosevelt, and by unanimous consent, said bill was amended as follows:

Page 2, lines 4 and 5, after the word "provisional," insert the word "final."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Howland	Nagle	Seeber
Bailey	Dayton	Hubbell	Nash	Shoemaker
Barnes	Dibble	Hunt	Nelson	Sipp
Barager	Dimmick	Husted	Noxon	Smith, W. E.
Becker	Donnelly	Johnson, G. R.	Odell	Smith, C.
Beckwith	Ely	Johnson, S. W.	Olin	Sweet
Binder	Erwin	Jones	Oliver	Taylor
Boyce	Farnum	Joyce	O'Neil	Tremper
Boynton	Geddes	Kelly	Osborne	Van Allen
Brogan	Haggerty	Kent	Otis	Van Cott
Brown, C. W.	Harpending	Kittle	Owen	Van Duzer
Brown, J. H.	Haskell	Kruse	Palmer	Veeder
Butler	Hawkins	Lewis	Pierson	Welch
Cartwright	Heath	Lindsay	Price	Westfall
Childs	Higgins	Locke, S. D.	Priddy	Whiteman
Church	Hodges	Locke, L. R.	Rice	Wilcox
Clinton	Horton	Maher	Roosevelt	Zimmerman
Craig	House	Miles	Rosenthal	Speaker
Curtis	Howe			

For the negative,

Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the office of surrogate of the county of New York," having been announced for a third reading,

Mr. Hunt moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Howe	Moore	Roosevelt
Bailey	Dean	Howland	Mullaney	Rosenthal
Baker	Dibble	Hubbell	Murphy	Scott
Barnes	Dimmick	Hunt	Murray	Seeber
Barager	Dreiss	Husted	Nagle	Shoemaker
Becker	Earl	Jackson	Nash	Sipp
Beckwith	Ely	Jobes	Nelson	Smith, W. E.
Binder	Erwin	Johnson, G. R.	Noxon	Smith, C.
Boynton	Farnum	Johnson, S. W.	Odell	Sweet
Briggs	Garbutt	Jones	Olin	Taylor
Brogan	Geddes	Kelly	Oliver	Tremper
Brown, C. W.	Haggerty	Kent	O'Neil	Van Allen
Brown, J. H.	Harpending	Kittle	Osborne	Van Cott
Butler	Haskell	Kruse	Otis	Van Duzer
Cady	Hawkins	Lewis	Palmer	Walrath
Cartwright	Heath	Lindsay	Pierson	Welch
Childs	Higgins	Locke, S. D.	Pratt	Whiteman
Clinton	Hodges	Locke, L. R.	Price	Wilcox
Craig	Horton	McCabe	Priddy	Zimmerman
Curtis	House	Miles	Rice	Speaker

Those who voted in the negative, were

Coffey Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 15, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill, Int. No. 739, entitled "An act to amend chapter 848 of the Laws of 1866, entitled 'An act to revise the several acts relative to the village of Nunda, in Livingston county, and the acts amendatory thereof.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Locke, S. D.	Priddy
Bailey	Curtis	House	Locke, L. R.	Rice
Baker	Darragh	Howe	McCabe	Roosevelt

Barnes	Dayton	Howland	Murphy	Scott
Barager	Dean	Hubbell	Nagle	Seeber
Becker	Dibble	Hunt	Nash	Shoemaker
Binder	Dimmick	Husted	Nelson	Sipp
Boyce	Duffy	Jackson	Noxon	Smith, C.
Boynton	Earl	Jobes	Odell	Sweet
Briggs	Ely	Johnson, G. R.	Olin	Taylor
Brogan	Erwin	Johnson, S. W.	Oliver	Tremper
Brown, C. W.	Farnum	Jones	O'Neil	Van Allen
Brown, J. H.	Felter	Kelly	Osborne	Van Cott
Burns	Garbutt	Kent	Otis	Van Duzer
Butler	Geddes	Kittle	Palmer	Welch
Cady	Haggerty	Kruse	Pierson	Whiteman
Cartwright	Harpending	Lewis	Pratt	Wilcox
Clarke	Haskell	Lindsay	Price	Zimmerman
Clinton	Hawkins			

Mr. Scott moved to amend as follows:

In section 3, line 4, after the word "members," insert the words "of which the president, whose election is hereinafter provided for, shall be one."

Also, in section 3, line 6, strike out the words "for one year," and insert instead thereof the words "until the annual corporation election in the year 1886."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hodges	Locke, L. R.	Rice
Bailey	Darragh	Horton	McCabe	Roche
Baker	Dayton	House	Miles	Roosevelt
Barnes	Dean	Howe	Nagle	Rosenthal
Becker	Dibble	Howland	Nash	Scott
Beckwith	Dimmick	Hunt	Nelson	Seeber
Binder	Earl	Husted	Noxon	Shoemaker
Boyce	Ely	Jackson	Odell	Sipp
Boynton	Erwin	Johnson, G. R.	Olin	Smith, C.
Briggs	Farnum	Johnson, S. W.	Oliver	Sweet
Brown, C. W.	Felter	Jones	O'Neil	Tremper
Brown, J. H.	Forsyth	Kelly	Osborne	Van Allen
Burns	Garbutt	Kent	Otis	Van Cott
Butler	Geddes	Kittle	Palmer	Van Duzer
Cartwright	Harpending	Kruse	Pierson	Whiteman
Childs	Haskell	Lewis	Price	Wilcox
Clarke	Hawkins	Lindsay	Priddy	Speaker
Clinton	Heath	Locke, S. D.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Senate

bill No. 135, entitled "An act to amend the Code of Criminal Procedure."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Van Allen introduced a bill entitled "An act to amend chapter 490 of the Laws of 1883, entitled 'An act to provide new reservoirs, dams and a new aqueduct, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

The Senate returned the Assembly bill No. 183, entitled "An act to encourage the erection of street lamps along public highways other than in cities and incorporated villages, and provide for the application of highway labor thereto," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 3, engrossed bill, after the word "State," insert the words "except in the county of Kings."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Higgins	McCabe	Rosenthal
Allen	Dimmick	Hodges	Miles	Scott
Bailey	Donnelly	Horton	Murray	Seeber
Baker	Dreiss	House	Nash	Shoemaker
Barnes	Duffy	Howe	Nason	Sipp
Barager	Earl	Howland	Nelson	Smith, W. E.
Becker	Ely	Hubbell	Noxon	Sweet
Boyce	Erwin	Jobs	Odell	Tremper
Boynton	Farnum	Johnson, G. R.	Olin	Van Allen
Brown, C. W.	Farrell	Johnson, S. W.	Oliver	Van Cott
Brown, J. H.	Felter	Jones	O'Neil	Van Duzer
Burns	Forsyth	Kittle	Osborne	Welch
Cady	Garbutt	Kruse	Owen	Westfall
Cartwright	Hasbrouck	Lewis	Pratt	Whiteman
Childs	Hawkins	Lindsay	Price	Wilcox
Clarke	Heath	Littlejohn	Rice	Zimmerman
Craig	Hendricks	Locke, L. R.	Roosevelt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Heath moved to discharge the committee on public printing from the further consideration of the resolution previously offered by himself in the words following:

Resolved, That 500 copies of the Report of the Special Committee appointed to investigate the management of the Western House of Refuge and the accompanying testimony be printed and bound for the use of the committee.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hodges	Lewis	Otis
Allen	Darragh	Horton	Lindsay	Owen
Baker	Dreiss	House	Littlejohn	Palmer
Barager	Earl	Howe	Locke, S. D.	Roche
Binder	Erwin	Howland	Locke, L. R.	Roosevelt
Boyce	Farnum	Hubbell	McCabe	Scott
Boynton	Farrell	Husted	Miles	Seeber
Brogan	Felter	Jobes	Moore	Sipp
Brown, C. W.	Garbutt	Johnson, G. R.	Mullaney	Smith, W. E.
Burns	Geddes	Jones	Murray	Sweet
Cady	Hawkins	Joyce	Nash	Welch
Cartwright	Heath	Kelly	Nelson	Whiteman
Clarke	Hendricks	Kent	Noxon	Wilcox
Coffey	Higgins	Kittle	Olin	Zimmerman
Craig				

Mr. Roosevelt, from the special committee appointed to investigate the various departments of the city government of the city of New York, submitted a report relative to the police department of said city; which was laid upon the table and ordered printed.

(See Doc. No. 153.)

Mr. Speaker presented a communication from certain citizens of the city of New York relative to the preservation of the Adirondack forests; which was laid upon the table and ordered printed.

(See Doc. No. 152.)

The Senate sent for concurrence the bills entitled as follows :

"An act to authorize the common council of the city of Ogdensburg, in the year 1884, to levy a tax upon the property in said city liable to taxation, sufficient to pay off the outstanding past due debts of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 335 of the Laws of 1868, entitled 'An act to incorporate the city of Ogdensburg and the acts amending the same,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Curtis, said bill was substituted for Assembly bill No. 714, now on the order of third reading of bills.

On motion of Mr. Curtis, and by unanimous consent, the Senate bill entitled "An act to amend chapter 335 of the Laws of 1868, entitled 'An act to incorporate the city of Ogdensburg,' and the acts amending the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 17 }

Those who voted in the affirmative, were .

Ackroyd	Clapp	Heath	Kittle	Roosevelt
Bailey	Craig	Hendricks	Lewis	Scott
Baker	Curtis	Higgins	Littlejohn	Seeber
Barnes	Darragh	Hodges	Locke, S. D.	Shoemaker
Barager	Dimmick	Horton	Miles	Smith, W. E.
Becker	Dreiss	House	Nash	Taylor
Beckwith	Earl	Howe	Nelson	Tremper
Boyce	Ely	Howland	Noxon	Van Allen
Boynton	Erwin	Hubbell	Odell	Van Cott
Brown, C. W.	Farnum	Husted	Olin	Van Duzer
Brown, J. H.	Felter	Jobes	O'Neil	Welch
Butler	Forsyth	Johnson, S. W.	Osborne	Westfall
Cady	Garbutt	Jones	Otis	Whiteman
Cartwright	Harpending	Joyce	Owen	Wilcox
Childs	Hawkins	Kent	Pierson	Zimmerman

Those who voted in the negative, were

Binder	Donnelly	Lindsay	Nagle	Rice
Briggs	Duffy	Mullaney	Nason	Roche
Brogan	Farrell	Murray	Oliver	Sipp
Burns	Hasbrouck			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 15, 1884. }

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 229, entitled "An act to change the corporate name of the German-American Loan and Trust Company of the city of New York, to the Title Guarantee and Trust Company."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Clinton	Hawkins	Miles	Roche
Barnes	Craig	Hodges	Murray	Roosevelt
Barager	Curtis	Howe	Nagle	Rosenthal
Becker	Dean	Howland	Nason	Scott
Beckwith	Dimmick	Hubbell	Nelson	Seeber
Binder	Dreiss	Hunt	Noxon	Shoemaker
Boyce	Earl	Jobs	Odell	Sipp
Boynton	Ely	Johnson, S. W.	Olin	Sweet
Briggs	Erwin	Jones	Oliver	Taylor
Brogan	Farnum	Joyce	O'Neil	Tremper
Brown, C. W.	Farrell	Kelly	Osborne	Van Cott
Brown, J. H.	Felter	Kruse	Otis	Veeder
Burns	Forsyth	Lewis	Pierson	Westfall
Cady	Garbutt	Littlejohn	Price	Whiteman
Childs	Harpending	Locke, L. R.	Rice	Zimmerman

On motion of Mr. Howe, and by unanimous consent, said bill was amended as follows :

In section 1, line 14, engrossed bill, strike out the word "one," and insert in lieu thereof the word "two."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Hodges	Littlejohn	Pierson
Baker	Dean	House	Locke, S. D.	Price
Barager	Dimmick	Howe	Locke, L. R.	Roosevelt
Becker	Duffy	Howland	Murray	Scott
Beckwith	Earl	Hubbell	Nagle	Sipp
Binder	Ely	Hunt	Nash	Smith, W. E.
Boyce	Erwin	Jobs	Nelson	Smith, C.
Boynton	Farnum	Johnson, G. R.	Noxon	Sweet
Briggs	Farrell	Johnson, S. W.	Odell	Taylor
Brown, C. W.	Felter	Jones	Olin	Tremper
Burns	Forsyth	Joyce	Oliver	Van Allen
Butler	Garbutt	Kelly	O'Neil	Van Cott
Clarke	Hall	Kruse	Osborne	Van Duzer
Clinton	Harpending	Lewis	Owen	Walrath
Craig	Hawkins	Lindsay	Palmer	Zimmerman
Curtis	Higgins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

On motion of Mr. Littlejohn, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 687, entitled "An act making an appropriation for the payment of awards made by the Board of Claims," and the same was ordered to a third reading.

The bill entitled "An act to repeal chapter 503 of the Laws of 1883, entitled 'An act to prevent the over-crowding of jails in the city and county of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

Baker	Dimmick	House	Locke, S. D.	Scott
Barnes	Donnelly	Howe	Locke, L. R.	Seeber
Becker	Duffy	Howland	McCabe	Shoemaker
Binder	Earl	Hubbell	Miles	Sipp
Boynton	Ely	Hunt	Mullaney	Sweet
Brogan	Erwin	Husted	Nelson	Taylor
Brown, C. W.	Farnum	Johnson, G. R.	Noxon	Tremper
Burns	Farrell	Johnson, S. W.	Odell	Van Allen
Butler	Felter	Jones	Olin	Van Duzer
Cady	Forsyth	Joyce	Oliver	Veeder
Cartwright	Garbutt	Kelly	O'Neil	Walrath
Childs	Geddes	Kent	Osborne	Welch
Church	Harpending	Kittle	Owen	Westfall
Clinton	Hasbrouck	Kruse	Palmer	Whiteman
Craig	Hawkins	Lewis	Rice	Zimmerman
Dayton	Higgins	Lindsay	Roche	Speaker
Dean	Horton	Littlejohn	Roosevelt	

For the negative,

Bailey

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate and provide for certain expenses of conducting the office of sheriff of the city and county of New York," having been announced for a third reading,

Mr. Van Cott moved to amend as follows:

In section 2, line 2, engrossed bill, strike out the words "eighty-four," and insert in lieu thereof the words "eighty-five."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 33 }
{ NOES 52 }

Those who voted in the affirmative, were

Brogan	Dreiss	Haggerty	Miles	Roche
Butler	Duffy	Jackson	Mullaney	Rosenthal
Cady	Earl	Jobes	Murray	Smith, W. E.
Clarke	Ely	Johnson, S. W.	Nagle	Van Cott
Craig	Farrell	Joyce	Oliver	Walrath
Dimmick	Felter	Kittle	Rice	Whiteman
Donnelly	Forsyth	Lindsay		

Those who voted in the negative, were

Bailey	Clinton	House	Lewis	Shoemaker
Baker	Dean	Howe	Littlejohn	Sipp
Barager	Erwin	Howland	Locke, S. D.	Sweet

Beckwith	Farnum	Hubbell	McCabe	Tremper
Boyce	Geddes	Hunt	Nelson	Van Allen
Boynton	Harpending	Husted	Olin	Van Duzer
Brown, C. W.	Hasbrouck	Jones	O'Neil	Welch
Brown, J. H.	Haskell	Kelly	Otis	Westfall
Cartwright	Hawkins	Kent	Roosevelt	Zimmerman
Childs	Hendricks	Kruse	Seeber	Speaker
Church	Hodges			

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
{ NOES 3 }

Those who voted in the affirmative, were

Allen	Curtis	Hendricks	Lindsay	Pratt
Bailey	Dayton	Hodges	Littlejohn	Priddy
Baker	Dean	Horton	Locke, S. D.	Rice
Becker	Dibble	House	McCabe	Roosevelt
Beckwith	Dimmick	Howe	Miles	Seeber
Binder	Donnelly	Howland	Murray	Shoemaker
Boyce	Dreiss	Hubbell	Nagle	Sipp
Boynton	Earl	Hunt	Nash	Smith, W. E.
Briggs	Ely	Husted	Nelson	Sweet
Brogan	Erwin	Jobes	Noxon	Tremper
Brown, C. W.	Farnum	Johnson, G. R.	Odell	Van Allen
Brown, J. H.	Farrell	Johnson, S. W.	Olin	Van Cott
Burns	Garbutt	Jones	Oliver	Van Duzer
Butler	Geddes	Joyce	O'Neil	Veeder
Cady	Haggerty	Kelly	Osborne	Walrath
Cartwright	Harpending	Kent	Otis	Welch
Childs	Hasbrouck	Kittle	Owen	Westfall
Church	Haskell	Kruse	Palmer	Zimmerman
Clinton	Hawkins	Lewis	Pierson	Speaker
Craig	Heath			

Those who voted in the negative, were

Clarke	Duffy	Felter
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Cartwright, Int. No. 933, entitled "An act to amend chapter 122 of the Laws of 1883, entitled 'An act to provide for voting by ballot at town meetings on propositions to raise money by tax,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. S. D. Locke, printed No. 384, entitled "An act to tax trafficking in intoxicating liquors, and to apply moneys so raised to the maintenance of a police force, and the support of the poor; and to repeal existing laws in relation to such traffic," reported the same for the consideration of the House, with amendments, and said bill committed to the committee of the whole.

The bill entitled "An act to provide for a more efficient government of the department of parks in the city of New York," having been announced for a third reading,

Mr. Kittle moved to amend by striking out all after the enacting clause, and inserting in lieu thereof the following :

"SECTION 1. The terms of office of the present commissioners of the department of public parks in the city of New York, and of any of their successors who may be appointed by the present mayor of said city, shall cease and terminate on January 1, 1885 ; and in their place the mayor shall appoint three commissioners, who shall be known as the commissioners of the department of public parks in the city of New York, and who shall succeed to all the rights, powers and duties of the present commissioners, one of whom shall serve for two years, one of whom shall serve four years, and one of whom shall serve six years, or until removed by the mayor, at a salary of \$5,000 a year each, and biennially thereafter the mayor shall appoint one commissioner of the department of public parks, who shall hold his office for two, four or six years, as the term of the office becoming vacant shall require, or until removed."

Mr. Kittle moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Kittle, and it was determined in the negative.

{ AYES 47 }
{ NOES 55 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	House	Littlejohn	Priddy
Allen	Donnelly	Jackson	McCabe	Rice
Bailey	Dreiss	Jobes	Mullaney	Roche
Barnes	Duffy	Johnson, G. R.	Murray	Rosenthal
Binder	Earl	Johnson, S.W.	Nagle	Scott
Brogan	Farrell	Joyce	Nash	Smith, W. E.
Burns	Felter	Kittle	Odell	Van Cott
Clarke	Haggerty	Lewis	Osborne	Walrath
Craig	Hasbrouck	Lindsay	Pratt	Whiteman
Darragh	Higgins			

Those who voted in the negative, were

Baker	Clinton	Hodges	Nason	Seeber
Barager	Curtis	Howe	Nelson	Shoemaker
Boyce	Dayton	Howland	Noxon	Sweet
Boynton	Dibble	Hubbell	Olin	Taylor
Brown, C. W.	Ely	Hunt	Oliver	Tremper
Brown, J. H.	Erwin	Husted	O'Neil	Van Allen
Butler	Farnum	Jones	Otis	Van Duzer
Cady	Garbutt	Kent	Palmer	Veeder
Cartwright	Hawkins	Kruse	Pierson	Welch
Childs	Heath	Locke, S. D.	Price	Westfall
Church	Hendricks	Locke, L. R.	Roosevelt	Zimmerman

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 42 }

Those who voted in the affirmative, were

Bailey	Church	Hodges	Locke, L. R.	Priddy
Baker	Clinton	Horton	McCabe	Roosevelt
Barager	Curtis	House	Nash	Seeber
Becker	Dibble	Howe	Nason	Shoemaker
Beckwith	Dreiss	Howland	Nelson	Sweet
Binder	Ely	Hubbell	Noxon	Taylor
Boyce	Erwin	Hunt	Olin	Tremper
Boynton	Farnum	Husted	O'Neil	Van Allen
Briggs	Garbutt	Jones	Otis	Van Duzer
Brown, J. H.	Geddes	Kelly	Palmer	Veeder
Butler	Haskell	Kent	Pierson	Welch
Cady	Hawkins	Kruse	Praff	Westfall
Cartwright	Heath	Locke, S. D.	Price	Speaker
Childs	Hendricks			

Those who voted in the negative, were

Ackroyd	Dayton	Johnson, G. R.	Mullaney	Rosenthal
Allen	Dimmick	Johnson, S. W.	Murray	Scott
Barnes	Donnelly	Joyce	Nagle	Smith, W. E.
Brogan	Earl	Kittle	Odell	Van Cott
Burns	Farrell	Lewis	Oliver	Walrath
Clarke	Felter	Lindsay	Osborne	Whiteman
Coffey	Haggerty	Littlejohn	Rice	Wilcox
Craig	Jackson	Moore	Roche	Zimmerman
Darragh	Jobes			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message was received from the Senate and read in the words following :

IN SENATE, *April 15, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Gibbs, and by unanimous consent, the same was amended as follows (reference being made to the printed bill):

Page 1, line 5, write out "section," instead of "§."

Page 2, line 16, in place of "chapter 8 of the act hereby amended," insert "this chapter."

Same page, line 30, after "the," insert "president of said board and the" and strike out the words "under his hand," in line 31.

Page 3, line 14, in place of "the chapter hereby amended," insert "this chapter."

Same page, line 26, after "corrupt," insert "false."

Same page, line 28, in place of "said chapter 8," insert "this chapter."

Page 4, section 4, line 10, in place of "authorized by law," insert "of twenty-four hundred and eighty-two."

Page 6, section 4, line 42, in place of "of the act hereby amended," insert "of this act."

Same page, section 6, line 6, after "approbation," insert "in writing."

Page 7, line 34, after "therewith," insert "regular patrolmen so detailed shall be paid at the same rate as provided for patrolmen in this act."

Same page, line 27, after "patrolmen," leave out "of the police force."

Page 8, section 7, line 3, after "conviction," insert "by said board or by any court or officer of competent jurisdiction."

Same page and same section, line 4, strike out "by any court, board or officer of competent jurisdiction."

Page 9, line 32, after "not," insert "except in case of absence without leave."

Same page, line 38, after "aldermen" strike out "or," and insert "and."

Page 9, line 52, strike out all of the provisions as to costs, etc., from and including line 52, page 9, to and including line 61, on page 10.

Page 11, section 10, line 4, after "share" insert "in."

Page 13, section 11, line 47, strike out "or by this act."

Page 14, section 13, line 13, after the word "all," insert "such."

Same page, section 14, line 6, after the word "trustees," insert the following:

"He shall, before entering upon his duties as treasurer of said board of trustees, execute and deliver to said board a bond in the penal sum of \$100,000, to be approved by the comptroller of the city of New York, and conditioned for the faithful discharge of his duties, and that he shall pay over and account for all moneys and property which shall come to his hands as such treasurer."

Same page, same section, line 11, strike out "chapter 8 of said act as hereby amended," and insert "this chapter."

Page 15, section 15, line 20, strike out "eight of the act hereby amended."

Page 18, section 17, line 11, after "performance," insert "of."

Same page, same section, line 15, strike out "of said act as hereby amended," and insert "of this act."

Page 20, section 19, line 8, strike out "of the act hereby amended," and insert "of this act."

Same page, same section, line 17, strike out "act" and insert "chapter."

Page 21, section 20, line 9, strike out "said act as herein amended," and insert "this chapter."

Same page, section 21, line 12, after "shall" insert "be."

Page 22, section 22, line 11, strike out "act" and insert "chapter."

Same page, same section, line 18, strike out "section three hundred and eleven of this act" and insert "this section."

Same page, section 23, line 5, after "steam" insert "or" and after "each" insert "case."

Page 23, section 24, line 6, after "guilty of" insert "a."

Amend the title of said bill by adding thereto "and to provide a pension fund for the police department of said city."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Lewis	Rice
Bailey	Curtis	Hodges	Lindsay	Roche
Baker	Dean	Horton	Littlejohn	Roosevelt
Barager	Dibble	House	Locke, L. R.	Rosenthal
Binder	Donnelly	Howe	McCabe	Scott
Boyce	Donohue	Howland	Mullaney	Seeber
Boynton	Dreiss	Hubbell	Nagle	Shoemaker
Briggs	Duffy	Hunt	Nash	Sipp
Brogan	Earl	Husted	Nason	Smith, W. E.
Brown, C. W.	Ely	Jackson	Nelson	Smith, C.
Brown, J. H.	Erwin	Jobs	Odell	Sweet
Burns	Farnum	Johnson, G. R.	Olin	Taylor
Butler	Felter	Johnson, S. W.	Oliver	Tremper
Cady	Garbutt	Jones	O'Neil	Van Allen
Cartwright	Geddes	Joyce	Osborne	Van Cott
Childs	Hasbrouck	Kelly	Otis	Van Duzer
Church	Haskell	Kent	Palmer	Veeder
Clarke	Hawkins	Kittle	Pierson	Welch
Clinton	Heath	Kruse	Price	Zimmerman

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Hodges	Locke, L. R.	Roche
Baker	Dayton	Horton	Maher	Roosevelt
Barnes	Dean	House	McCabe	Rosenthal
Becker	Dibble	Howe	Moore	Scott
Beckwith	Dimmick	Howland	Mullaney	Seeber
Binder	Donnelly	Hubbell	Nagle	Sipp
Boyce	Dreiss	Hunt	Nash	Smith, W. E.
Boynton	Duffy	Husted	Nason	Smith, C.
Briggs	Earl	Jackson	Nelson	Sweet
Brogan	Ely	Jobs	Noxon	Taylor
Brown, C. W.	Erwin	Johnson, S. W.	Odell	Tremper
Brown, J. H.	Farnum	Jones	Olin	Van Allen
Burns	Felter	Joyce	Oliver	Van Cott
Cady	Garbutt	Kelly	O'Neil	Van Duzer
Cartwright	Geddes	Kent	Osborne	Veeder
Childs	Haggerty	Kittle	Otis	Welch
Church	Hasbrouck	Kruse	Palmer	Westfall
Clarke	Haskell	Lewis	Pierson	Whiteman
Clinton	Hawkins	Lindsay	Price	Zimmerman
Craig	Heath	Littlejohn	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have concurred in their amendments.

The hour of 6 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

WEDNESDAY, APRIL 16, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of yesterday was read and approved.

Mr. Littlejohn called for the enforcement of the ninth joint rule.

Mr. House moved that the order of third reading of bills be laid upon the table for the purpose of taking up the special order of the day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined [in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 78 }
{ NOES 34 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Garbutt	Kent	Priddy
Allen	Craig	Geddes	Kittle	Rice
Bailey	Darragh	Haggerty	Kruse	Roche
Baker	Dayton	Harpending	Lewis	Rosenthal
Barnes	Dean	Haskell	Lindsay	Shoemaker
Barager	Dimmick	Hawkins	Locke, L. R.	Sipp
Binder	Donnelly	Hendricks	Miles	Smith, W. E.
Boynton	Donohue	Higgins	Moore	Smith, C.
Briggs	Dreiss	House	Murray	Taylor
Brogan	Duffy	Howe	Nason	Van Allen
Burns	Earl	Howland	Oliver	Van Cott
Butler	Ely	Jackson	Owen	Veeder
Cady	Erwin	Jobs	Palmer	Whiteman
Church	Farnum	Johnson, S. W.	Pratt	Wilcox
Clarke	Farrell	Jones	Price	Zimmerman
Clapp	Forsyth	Joyce		

Those who voted in the negative, were

Becker	Dibble	Kelly	Nelson	Pierson
Beckwith	Felter	Kneeland	Noxon	Scott
Boyce	Hasbrouck	Littlejohn	Odell	Seeber
Brown, C. W.	Heath	McCabe	Olin	Sweet
Cartwright	Hubbell	Murphy	O'Neil	Welch
Childs	Hunt	Nagle	Osborne	Westfall
Curtis	Husted	Nash	Otis	

The House then resolved itself into a committee of the whole (Mr. L. R. Locke in the chair), and proceeded to the consideration of the special order, being the bill entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages."

Pending which,

The hour of two o'clock, P. M., having arrived, Mr. Speaker resumed the chair, and the House, pursuant to resolution, took a recess until eight o'clock, P. M.

EIGHT O'CLOCK, P. M.

The House again met.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of the special order, being the bill entitled as follows:

Senate, "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. L. R. Locke, from said committee, reported in favor of the passage of said named bill, with amendments, which report was agreed to, and the same ordered engrossed for a third reading.

Mr. House moved that said bill be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 61 }
{ NOES 61 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Geddes	Lindsay	Pratt
Baker	Dimmick	Harpending	Locke, S. D.	Price
Barnes	Donnelly	Higgins	Locke, L. R.	Priddy
Barager	Donohue	Hooley	Miles	Roche
Becker	Dreiss	Horton	Moore	Rosenthal
Binder	Duffy	House	Mullaney	Shoemaker
Brogan	Earl	Jackson	Murray	Sipp
Burns	Ely	Jobes	Nagle	Smith, W. E.
Butler	Erwin	Johnson, G. R.	Nason	Taylor
Cady	Farnum	Johnson, S. W.	Oliver	Walrath
Clarke	Farrell	Jones	Palmer	Whiteman
Coffey	Forsyth	Kittle	Pierson	Wilcox
Craig				

Those who voted in the negative, were

Allen	Curtis	Hendricks	Littlejohn	Rice
Bailey	Darragh	Hodges	McDonald	Roosevelt
Beckwith	Dean	Howe	Murphy	Scott
Boyce	Dibble	Howland	Nash	Seeber
Boynton	Felter	Hubbell	Nelson	Smith, C.
Briggs	Garbutt	Hunt	Noxon	Sweet
Brown, C. W.	Haggerty	Husted	Odell	Tremper
Brown, J. H.	Hall	Joyce	Olin	Van Allen
Cartwright	Hasbrouck	Kelly	O'Neil	Van Cott
Childs	Haskell	Kent	Osborne	Veeder
Church	Hawkins	Kneeland	Otis	Welch
Clapp	Heath	Kruse	Owen	Westfall
Clinton				

Mr. House gave notice that he would, at some future day, move to suspend Rule 43, for the purpose of reading Senate bill No. 276, entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," out of its regular order.

The Senate returned the bill entitled "An act to extend the jurisdiction of notaries public," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, lines 16 and 17, strike out the words "signature subjoined," and insert in lieu thereof the word "certificate."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 77
} NOES 00

Those who voted in the affirmative, were

Ackroyd	Craig	Hasbrouck	Lindsay	Rice
Baker	Curtis	Hawkins	Littlejohn	Roche
Barager	Darragh	Hodges	Locke, S. D.	Roosevelt
Beckwith	Dayton	Hooley	Locke, L. R.	Seeber
Boyce	Dibble	Howe	McDonald	Shoemaker
Boynton	Donnelly	Howland	Moore	Sipp
Briggs	Duffy	Hubbell	Nagle	Smith, W. E.
Brown, C. W.	Ely	Husted	Nash	Sweet
Brown, J. H.	Farrell	Jackson	Nelson	Taylor
Butler	Felter	Johnson, S. W.	Odell	Tremper
Cady	Forsyth	Jones	Olin	Van Allen
Church	Garbutt	Joyce	Palmer	Van Cott
Clarke	Geddes	Kent	Pierson	Veeder
Clapp	Haggerty	Kittle	Price	Welch
Clinton	Hall	Kruse	Priddy	Wilcox
Coffey	Harpending			

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' and the acts amendatory thereof and supplementary thereto," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 28, strike out the word "for," and insert the word "from."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83
{ NOES 00

Those who voted in the affirmative, were

Ackroyd	Craig	Hasbrouck	Kruse	Price
Allen	Curtis	Hawkins	Lindsay	Priddy
Baker	Darragh	Heath	Littlejohn	Roche
Barager	Dibble	Higgins	Locke, L. R.	Roosevelt
Binder	Donohue	Hodges	Nagle	Rosenthal
Boyce	Dreiss	Hooley	Nash	Scott
Boynton	Duffy	Howe	Nason	Shoemaker

Briggs	Earl	Howland	Nelson	Sipp
Brown, C. W.	Ely	Hubbell	Noxon	Smith, W. E.
Brown, J. H.	Farnum	Hunt	Odell	Sweet
Butler	Farrell	Husted	Olin	Taylor
Childs	Felter	Jackson	O'Neil	Van Allen
Church	Forsyth	Jobes	Otis	Van Cott
Clarke	Geddes	Johnson, S. W.	Owen	Van Duzer
Clapp	Haggerty	Jones	Palmer	Walrath
Clinton	Hall	Joyce	Pierson	Westfall
Coffey	Harpending	Kelly		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to authorize the agent and warden of Clinton prison to repair certain roads and highways," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 4, strike out the word "roads," and insert in lieu thereof the words "plankroads and turnpike."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Harpending	Nason	Rosenthal
Baker	Craig	Hasbrouck	Nelson	Scott
Becker	Curtis	Hooley	Noxon	Seeber
Beckwith	Darragh	Howe	Odell	Shoemaker
Binder	Dibble	Howland	Olin	Sipp
Boyce	Dimmick	Hubbell	O'Neil	Smith, W. E.
Boynton	Donnelly	Hunt	Otis	Sweet
Briggs	Duffy	Husted	Owen	Tremper
Brown, C. W.	Ely	Johnson, S. W.	Palmer	Van Allen
Brown, J. H.	Erwin	Jones	Pierson	Van Cott
Butler	Farnum	Kelly	Price	Walrath
Childs	Felter	Kruse	Priddy	Westfall
Church	Forsyth	Littlejohn	Roche	Whiteman
Clapp	Haggerty	Nagle	Roosevelt	Wilcox
Clinton	Hall	Nash		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act in relation to the stenographers of the courts of the city of New York," with a message that they have concurred in the passage of the same, with the following amendment:

Amend the title so as to read as follows:

"An act in relation to the salaries of stenographers of the City Court of the city of New York,"

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Harpending	Littlejohn	Priddy
Allen	Craig	Hasbrouck	Locke, L. R.	Roche
Baker	Curtis	Hawkins	Nagle	Roosevelt
Becker	Darragh	Heath	Nash	Scott
Binder	Dean	House	Nason	Shoemaker
Boyce	Donnelly	Howe	Nelson	Sipp
Boynton	Donohue	Howland	Olin	Smith, W. E.
Briggs	Duffy	Hubbell	O'Neil	Sweet
Brogan	Earl	Hunt	Osborne	Taylor
Brown, C. W.	Ely	Husted	Otis	Tremper
Brown, J. H.	Farnum	Johnson, S. W.	Owen	Van Allen
Burns	Felter	Jones	Palmer	Van Cott
Childs	Forsyth	Kelly	Pierson	Veeder
Church	Geddes	Kent	Pratt	Walrath
Clapp	Haggerty	Kruse	Price	Westfall
Clinton	Hall			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the following entitled bills :

"An act to amend chapter 432 of the Laws of 1883, entitled 'An act to provide the village of Lansingburgh, in the county of Rensselaer, with a supply of pure and wholesome water, and with proper drainage.'"

"An act to amend section 18 of chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'"

"An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes.'"

"An act to amend chapter 400 of the Laws of 1880, entitled 'An act making appropriations for the several judicial district libraries.'"

"An act for the relief of the Keeseville and Port Kent Plankroad Company."

"An act to amend chapter 355 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county.'"

"An act to enable the North Afton Rural Cemetery Association of Afton, Chenango county, to acquire control of the old burying ground in North Afton."

"An act to authorize the payment of certain moneys out of the State treasury to the heirs at law and next of kin of Maurice Ramsauer, deceased, or their assigns."

"An act to amend the eighth section of chapter 30 of the Laws of 1848, entitled 'An act further to amend An act to authorize the construction of a railroad from New York to Albany,' passed May 12, 1846."

"An act to authorize religious corporations to take and hold title to burial plots in trust for the owners or proprietors thereof, and to care for the same, and for other purposes."

"An act to legalize and confirm the building and construction of a sewer in the city of Cohoes, called the Ravine sewer, from under or

near the mill called or formerly called Brockway's mill, westerly through the water-course or ravine north of Bridge street, to or near the bridge over the New York Central and Hudson River railroad at Johnston avenue, and to provide for the levying, assessment and collection of the expenses of such construction, and interest upon the lots benefited thereby."

"An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the county of Erie."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village,' and the several acts amendatory thereof," with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the bills entitled as follows:

"An act to establish a public place in the Twenty-second ward in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to incorporate the Safety Elevator Insurance Company of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to incorporate the New York Cancer Hospital," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend section 24 of chapter 679 of the Laws of 1871, entitled 'An act to amend an act entitled An act to supply the village of Watertown with pure and wholesome water, and for other purposes,' passed March 22, 1853, and the several acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hunt, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to provide for the care, transportation and commitment, and the payment therefor, of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the alms-house in the city of Albany," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Roosevelt, and by unanimous consent, said bill was substituted for Assembly bill, Int. No. 461, on the same subject, now in the sub-committee of the whole.

"An act to amend the Code of Civil Procedure" (§ 1217), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local

laws affecting public interests in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act fixing the salaries of the stenographers of the Supreme Court in and for the Fifth Judicial District," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hendricks, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend the Code of Civil Procedure" (subds. 3 and 4, § 315), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to legalize all medical degrees and diplomas granted prior to the passage of this act by the United States Medical College in the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Clinton, said bill was substituted for Assembly bill No. 619, now on the order of third reading.

"An act for the relief of Mary A. Vandewater, administratrix of Henry Vandewater, deceased," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Haggerty, said bill was substituted for Assembly bill No. 604, now on the order of third reading.

"An act to incorporate the State Executive Committee of the Young Men's Christian Associations of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to amend the Code of Civil Procedure" (§ 254), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the consolidation of manufacturing corporations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize and direct the Secretary of State to compile and publish the general and special laws relating to the poor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act for the relief of Wesley S. Yard," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act to amend section 791 of the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the commissioners of public parks in the city of New York to change the name of the Reservoir square in said city of New York to Bryant park," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act for the relief of George L. Loutrel and Michael Dolan,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 441 of the Laws of 1880, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled An act to organize and establish a police force in the city of Yonkers,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Otis, and by unanimous consent, said bill was substituted for Assembly bill Int. No. 665, now on the order of third reading of bills.

"An act to provide for the erection of a village hall in the village of Clifton Springs, in the county of Ontario," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Rice, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading, and ordered to be read whenever said order of business was reached.

The Senate returned the bill entitled "An act to authorize the town of Philadelphia, Jefferson county, to sell its railroad stock and pay its indebtedness," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to change the corporate name of the German-American Loan and Trust Company of the city of New York to the Title Guarantee and Trust Company," with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills:

"An act to regulate the commitment and discharge of certain prisoners, tramps and vagrants in Albany county, and to prescribe the effect thereof, to provide for the support of the prisoners in the jail in the city of Albany, and to fix the duties and compensation of the sheriff of said county, and of certain employees in the jail in said city."

"An act to repeal subdivision 33 of section 15 of chapter 276 of the Laws of 1867, entitled 'An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga, to constitute trustees for the supervision, care and management of the cemetery of said village and the cemetery fund thereof, and to provide for filling vacancies in such board, and for making by-laws therefor.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 41, entitled "An act to amend the Code of Civil Procedure," for amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Also, the following:

Resolved (if the Assembly concur), That 1,000 copies of the Annual Report of the Prison Association of New York be printed for the use of the association.

Ordered, That said resolution be referred to the committee on public printing.

Also, the following:

Resolved, That a respectful message be sent to the Assembly requesting the return to the Senate of Assembly bill No. 430, entitled "An act to provide for the investment of certain funds realized from the commutation of glebe rents in Newburgh, in the county of Orange."

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(See Doc. No. 154.)

On motion of Mr. Husted, at 10 o'clock and 20 minutes, the House adjourned.

THURSDAY, APRIL 17, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of yesterday was read and approved.

Mr. Husted offered, for the consideration of the House, a resolution in the words following:

Resolved, That the following bills severally entitled "An act to amend the Code of Civil Procedure," be made a special order for Friday morning immediately after the reading of the journal in the following order: Assembly bills Nos. 681, 403; Senate bills Nos. 251, 196; Assembly bills Nos. 131, 593, 331, 333; Senate bills Nos. 41, 239; Assembly bills Nos. 337, 442; Senate bills Nos. 277, 100; Assembly bill No. 355; Senate bill No. 191; Assembly bills Nos. 392, 132, 591, 332; Senate bill No. 67; Assembly bills Nos. 360, 391, 133, 671. Also, the following bills severally entitled "An act to amend the Code of Criminal Procedure": Assembly bills Nos. 680, 402, 328; Senate bill No. 192; Assembly bills Nos. 112, 129; Senate bill No. 43 and Assembly bill No. 201. Also, the following bills entitled "An act to amend the Penal Code": Assembly bill No. 250; Senate bill No. 300, and Assembly bill No. 338; and that the special order be continued until the several bills above moved shall all have been acted upon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Littlejohn, from the committee on ways and means, reported a bill entitled "An act to provide a boiler-house and coal sheds for use in heating the Capitol," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Dreiss, Int. No. 842, entitled "An act to furnish every school district in the State of New York annually with a copy of the session laws of the Legislature of said State," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Van Allen, Int. No. 956, entitled "An act to authorize the payment of certain moneys in certain cases for defraying the expenses of the commission of emigration," reported adversely thereto.

Mr. Van Allen moved to disagree with the adverse report, and that said bill be committed to the committee of the whole, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of special orders, being the bill entitled as follows:

"An act laying out public places and parks and parkways in the Twenty-third and Twenty-fourth wards of the city of New York, and in the adjacent district in Westchester county, and authorizing the taking of the lands for the same."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Welch, from said committee, reported progress on said bill, and asked leave to sit again.

Mr. Howe moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, and said bill ordered engrossed for a third reading.

Mr. Howe moved that said bill be recommitted to the committee on the affairs of cities for a further hearing, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Heath offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill No. 654, entitled 'An act in relation to the navigation of the Erie canal,' be recommitted to the committee on canals, retaining its place in general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to amend section 50, title 7, chapter 555, Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,' and the acts amendatory thereof and supplementary thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
 { NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Howland	Locke, L. R.	Roche
Allen	Duffy	Hubbell	McCabe	Roosevelt
Barnes	Earl	Hunt	Murray	Seeber
Beckwith	Ely	Husted	Nagle	Shoemaker
Boynnton	Erwin	Jackson	Nason	Sipp
Brogan	Farnum	Jobes	Nelson	Smith, C.
Burns	Farrell	Johnson, G. R.	Noxon	Sweet
Butler	Felter	Johnson, S. W.	Odell	Taylor
Cady	Garbutt	Jones	Oliver	Tremper
Cartwright	Geddes	Joyce	Osborne	Van Allen
Clarke	Harpending	Kelly	Owen	Van Cott
Craig	Hawkins	Kittle	Pierson	Walrath
Curtis	Heath	Kneeland	Pratt	Westfall
Darragh	Hodges	Lindsay	Price	Whiteman
Dayton	Horton	Littlejohn	Priddy	Wilcox
Dibble	House	Locke, S. D.	Rice	Zimmerman
Dimmick				

Those who voted in the negative, were

Nash Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Felter offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return for amendment of Assembly bill No. 286, entitled "An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 369 of the Laws of 1881, entitled 'An act to provide for the performance of services in the Supreme Court and Court of Appeals by stenographers,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Howland	Moore	Rice
Bailey	Donohue	Hubbell	Mullaney	Roche
Becker	Earl	Hunt	Nagle	Roosevelt
Beckwith	Ely	Husted	Nash	Rosenthal
Binder	Farnum	Jackson	Nason	Scott

Boynton	Felter	Jobes	Nelson	Seeber
Brogan	Garbutt	Johnson, G. R.	Noxon	Shoemaker
Brown, C. W.	Geddes	Jones	Odell	Sipp
Butler	Haggerty	Kelly	Olin	Sweet
Cady	Harpending	Kittle	Oliver	Tremper
Cartwright	Haskell	Kneeland	Osborne	Van Allen
Clinton	Hawkins	Lindsay	Owen	Van Cott
Coffey	Heath	Littlejohn	Palmer	Veeder
Craig	Hendricks	Locke, S. D.	Pierson	Whiteman
Curtis	Horton	Locke, L. R.	Pratt	Wilcox
Dayton	House	McCabe	Price	Zimmerman
Dean	Howe	McDonald	Priddy	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act in relation to the management of the State Asylum for Insane Criminals at Auburn and the care and custody of the inmates thereof," with a message that they have concurred in the passage of the same, with the following amendments:

Insert as section 14 the following:

"§ 14. Nothing in this act shall be construed to extend the term of imprisonment of any insane criminal."

Change section 14 to 15 and section 15 to 16.

Mr. Priddy moved that the Assembly do non-concur in the amendments of the Senate to said bill, that a committee of conference be appointed on the part of the Assembly and a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Priddy, Howe, Geddes, W. E. Smith and Jackson.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in their amendments to said bill, have appointed a committee of conference thereon, and request a like committee on the part of the Senate.

The Senate bill entitled "An act to provide for the erection of a village hall in the village of Clifton Springs, in the county of Ontario," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Dreiss	House	Miles	Roche
Baker	Duffy	Howe	Murray	Roosevelt
Barnes	Earl	Howland	Nagle	Scott
Becker	Ely	Hubbell	Nash	Seeber
Binder	Erwin	Hunt	Nason	Shoemaker
Boyce	Farnum	Husted	Nelson	Sipp
Boynton	Felter	Jobes	Noxon	Smith, W. E.
Brogan	Forsyth	Johnson, G. R.	Odell	Smith, C.
Brown, C. W.	Garbutt	Jones	Olin	Tremper

Burns	Geddes	Kelly	Oliver	Van Allen
Cady	Haggerty	Kittle	Osborne	Van Cott
Clarke	Harpending	Kneeland	Otis	Walrath
Clapp	Haskell	Lewis	Owen	Welch
Clinton	Hawkins	Lindsay	Palmer	Westfall
Dayton	Heath	Littlejohn	Pierson	Whiteman
Dibble	Hendricks	Locke, S. D.	Priddy	Wilcox
Dimmick	Hodges	Locke, L. R.	Rice	Zimmerman
Donohue	Horton	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to regulate the appointment of managers for the New York State Reformatory at Elmira," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Howe	Mullaney	Scott
Allen	Dreiss	Howland	Nason	Seeber
Bailey	Earl	Hubbell	Nelson	Shoemaker
Baker	Erwin	Hunt	Noxon	Sipp
Becker	Farnum	Husted	Odell	Smith, W. E.
Beckwith	Farrell	Jobs	Olin	Sweet
Binder	Felter	Johnson, G. R.	Oliver	Tremper
Brogan	Forsyth	Jones	Osborne	Van Allen
Brown, C. W.	Garbutt	Kelly	Palmer	Van Cott
Cady	Haggerty	Kittle	Pierson	Veeder
Cartwright	Harpending	Kneeland	Pratt	Walrath
Clarke	Haskell	Lindsay	Price	Welch
Clapp	Hawkins	Littlejohn	Priddy	Westfall
Craig	Heath	Locke, L. R.	Rice	Whiteman
Darragh	Hendricks	McCabe	Roche	Wilcox
Dayton	Hodges	Miles	Roosevelt	Zimmerman
Dimmick	House			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize and empower the commissioners of the sinking fund in the city of New York to appropriate and set apart land belonging to the said city, as locations for station-houses and for fire apparatus houses," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	McDonald	Roche
Bailey	Dimmick	House	Murphy	Roosevelt
Baker	Donnelly	Howe	Nagle	Scott

Barnes	Duffy	Howland	Nash	Seeber
Becker	Earl	Hubbell	Nason	Shoemaker
Beckwith	Ely	Hunt	Nelson	Sipp
Binder	Erwin	Husted	Noxon	Sweet
Boyce	Farnum	Jobes	Odell	Tremper
Briggs	Felter	Johnson, G. R.	Olin	Van Allen
Brogan	Forsyth	Jones	Oliver	Van Cott
Brown, C. W.	Garbutt	Joyce	Osborne	Van Duzer
Burns	Geddes	Kelly	Otis	Veeder
Cady	Haggerty	Kittle	Owen	Walrath
Cartwright	Harpending	Kneeland	Palmer	Welch
Clarke	Haskell	Lindsay	Pierson	Westfall
Clapp	Hawkins	Littlejohn	Pratt	Whiteman
Craig	Heath	Locke, L. R.	Priddy	Wilcox
Darragh	Higgins	McCabe	Rice	Zimmerman
Dayton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act relative to certificates of sales by sheriffs of real property," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Littlejohn	Price
Bailey	Darragh	Higgins	Locke, L. R.	Roche
Baker	Dibble	Hodges	McCabe	Scott
Barnes	Donohue	House	McDonald	Seeber
Becker	Duffy	Howe	Miles	Shoemaker
Beckwith	Earl	Howland	Murray	Sipp
Binder	Ely	Hubbell	Nagle	Tremper
Boyce	Erwin	Hunt	Nash	Van Allen
Briggs	Felter	Husted	Nason	Van Cott
Brogan	Forsyth	Jobes	Noxon	Van Duzer
Brown, C. W.	Garbutt	Johnson, G. R.	Olin	Veeder
Burns	Haggerty	Jones	Oliver	Welch
Cady	Harpending	Kelly	Osborne	Westfall
Cartwright	Hasbrouck	Kent	Owen	Whiteman
Clarke	Haskell	Kittle	Palmer	Zimmerman
Clapp	Hawkins	Kneeland	Pierson	

For the negative,

Boynton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend 'An act in relation to a fund or property proceeding from the trustees for the Society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation,' passed May 10, 1877," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Forsyth	Hubbell	Oliver
Allen	Clapp	Garbutt	Hunt	Owen
Bailey	Clinton	Geddes	Jackson	Palmer
Baker	Craig	Haggerty	Jobes	Price
Barnes	Darragh	Harpending	Johnson, G.R.	Rice
Becker	Dayton	Hasbrouck	Johnson, S.W.	Roche
Beckwith	Dean	Haskell	Kelly	Seeber
Binder	Dibble	Hawkins	Kittle	Shoemaker
Boynton	Dimmick	Heath	Kneeland	Sipp
Briggs	Donohue	Higgins	McDonald	Sweet
Brogan	Dreiss	Hodges	Nash	Van Allen
Brown, C. W.	Ely	House	Nelson	Van Cott
Burns	Erwin	Howe	Noxon	Van Duzer
Cady	Farnum	Howland	Olin	Welch
Cartwright	Felter			

Those who voted in the negative, were

Husted	Westfall	Wilcox	Zimmerman
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Mr. Husted moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dayton	Hawkins	Kent	Owen
Bailey	Dibble	Heath	Kittle	Palmer
Baker	Dimmick	Hendricks	Kneeland	Pierson
Barnes	Donohue	Higgins	Lindsay	Price
Becker	Dreiss	Howe	Littlejohn	Priddy
Beckwith	Ely	Howland	Locke, L. R.	Roche
Binder	Erwin	Hubbell	Murray	Roosevelt
Boyce	Farnum	Hunt	Nash	Scott
Boynton	Felter	Husted	Nason	Seeber
Brown, C. W.	Forsyth	Jackson	Nelson	Shoemaker
Burns	Garbutt	Jobes	Noxon	Sipp
Butler	Haggerty	Johnson, G.R.	Olin	Van Allen
Cady	Hall	Johnson, S.W.	Oliver	Welch
Cartwright	Harpending	Jones	Osborne	Westfall
Clapp	Hasbrouck	Joyce	Otis	Zimmerman
Coffey	Haskell	Kelly		

On motion of Mr. Husted said bill was recommitted to the committee on the judiciary, retaining its place on the order of third reading.

The Senate bill entitled "An act to amend the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Bailey	Dayton	House	Locke, S. D.	Roche
Baker	Dimmick	Howe	Locke, L. R.	Seeber
Barnes	Donohue	Howland	McCabe	Shoemaker
Binder	Dreiss	Hubbell	Moore	Sipp
Boyce	Duffy	Husted	Mullaney	Smith, W. E.
Boynton	Ely	Jobes	Murphy	Smith, C.
Brown, C. W.	Farnum	Johnson, G. R.	Murray	Sweet
Butler	Felter	Johnson, S. W.	Nagle	Taylor
Cady	Forsyth	Jones	Nason	Tremper
Cartwright	Geddes	Joyce	Nelson	Van Allen
Clarke	Haggerty	Kelly	Oliver	Van Cott
Clapp	Hall	Kent	Osborne	Van Duzer
Clinton	Haskell	Kittle	Otis	Walrath
Coffey	Hawkins	Kneeland	Palmer	Welch
Craig	Hendricks	Lindsay	Pierson	Whiteman
Darragh	Higgins	Littlejohn	Rice	Zimmerman

Those who voted in the negative, were

Hasbrouck Noxon Olin

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend an act entitled 'An act to extend Flushing avenue, and to lay out and improve Flushing avenue and Newtown turnpike road from Broadway to the city line, and to extend other adjoining streets in the city of Brooklyn,' passed May 17, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	House	Locke, L. R.	Pierson
Bailey	Dayton	Howe	McCabe	Priddy
Baker	Dibble	Howland	Moore	Shoemaker
Barnes	Donohue	Hubbell	Murphy	Sipp
Becker	Ely	Hunt	Murray	Smith, W. E.
Beckwith	Erwin	Husted	Nagle	Sweet
Binder	Farnum	Johnson, G. R.	Nash	Taylor
Boyce	Farrell	Johnson, S. W.	Nason	Tremper
Boynton	Felter	Jones	Nelson	Van Allen
Brown, C. W.	Forsyth	Joyce	Noxon	Van Cott
Burns	Haggerty	Kelly	Odell	Van Duzer
Butler	Hall	Kittle	Olin	Veeder
Cartwright	Hasbrouck	Kneeland	Oliver	Walrath
Clapp	Hawkins	Lindsay	Osborne	Welch
Clinton	Heath	Littlejohn	Otis	Whiteman
Coffey	Hooley	Locke, S. D.	Palmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize and empower the directors of the Silver Lake Railway Company to sell and convey its roadway and other real and personal estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Moore	Roosevelt
Allen	Dayton	Howe	Mullaney	Scott
Bailey	Dibble	Howland	Murray	Seeber
Baker	Donohue	Hubbell	Nagle	Shoemaker
Barnes	Dreiss	Hunt	Nash	Sipp
Becker	Earl	Husted	Nason	Smith, W. E.
Beckwith	Ely	Jobes	Nelson	Sweet
Binder	Erwin	Johnson, G. R.	Noxon	Taylor
Boynton	Farnum	Johnson, S. W.	Odell	Tremper
Brown, C. W.	Felter	Jones	Olin	Van Allen
Burns	Forsyth	Joyce	Oliver	Van Cott
Butler	Garbutt	Kittle	Osborne	Van Duzer
Cady	Geddes	Kneeland	Otis	Veeder
Cartwright	Haggerty	Lindsay	Palmer	Walrath
Clarke	Hall	Littlejohn	Pierson	Welch
Clapp	Haskell	Locke, S. D.	Pratt	Westfall
Clinton	Hawkins	Locke, L. R.	Priddy	Whiteman
Coffey	Heath	McCabe	Roche	Zimmerman
Craig	Hendricks			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Littlejohn asked and obtained unanimous consent, that the Assembly bills on the order of third reading be read before the Senate bills on the same order.

Mr. Dayton, from the sub-committee of the whole, submitted a report of the sub-committee of the whole, which was laid upon the table and ordered printed.

(See Doc. No. 155.)

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend an act entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' passed July 1, 1882."

"An act to prohibit the sale of drugs, medicines and pharmaceutical preparations, except by druggists, pharmacists or regularly licensed physicians."

"An act to prohibit the sale of wines and liquors by retail druggists."

"An act to enable steam railroad companies having a terminus at the harbor of New York incorporated under the laws of the State of New York to own boats and operate ferries."

"An act to amend subdivision 4, section 9, title 2, article 2, chapter 13, part 1 of the Revised Statutes."

"An act to authorize the Commissioners of the Land Office to grant and convey to Robert Schroeder certain lands in Franklin county."

"An act to authorize the city of New York to contribute \$50,000 in aid of the fund for the erection of a pedestal for Bartholdi's statue of 'Liberty Enlightening the World,' to be erected on Bedloe's island, in New York harbor."

"An act to amend chapter 386 of the Laws of 1871, entitled 'An act to incorporate the Hemlock Lake Union Agricultural Society.'"

"An act to regulate the deposit of funds received by charitable and benevolent institutions supported in whole or in part by public moneys."

"An act to legalize the official acts and proceedings of Seth Palmiter, an overseer of the poor of the town of Naples, Ontario county."

"An act to amend chapter 65, Laws of 1871, entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario.'"

"An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county.'"

"An act to amend chapter 426 of the Laws of 1866, entitled 'An act to permit the town of Lowville to subscribe for stock in a railroad company, and to raise money to pay such subscription.'"

"An act to authorize the construction of a bridge over the Erie canal, at Norton street, in the village of Newark."

"An act in relation to the discharge of certain insane or other persons from the Willard Asylum for the Insane."

"An act to authorize the Comptroller of the State of New York to hear, audit and allow a claim of the estate of William J. Penny, deceased, a late sheriff of Rockland county."

"An act to amend the charter of the Agricultural Insurance Company of Watertown, New York."

"An act to renew the charter of the Salisbury and Manheim Plank-road Company, in the county of Herkimer, and to continue in office its directors last elected."

"An act to amend chapter 189 of the Laws of 1883, entitled 'An act to authorize the dock department of the city of New York to construct a pier for the use of the police department of said city.'"

"An act to authorize the village of Danforth to contract with the Syracuse Water Company for a supply of water for the extinguishment of fires and for other public purposes."

"An act to authorize the Board of Claims to hear, audit and determine the claims of the State for balances due on the books of the Comptroller from certain counties."

"An act to authorize the State Board of Claims to hear and determine certain claims against the State."

"An act to prevent the supervisors of the county of Erie conveying lands in public streets."

"An act in relation to stenographers in the district courts in the city of New York."

"An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, as amended by chapter 20 of the Laws of 1875."

"An act for the relief of the Cohoes Company by enabling it to appropriate and use its funds, and therewith acquire lands, rights and easements, and construct and maintain a dam across the Mohawk river, and a reservoir thereby created above the aqueduct at Crescent, and

channels therefrom and wholly or partly upon lands belonging to the people of the State of New York, for the purpose of securing a better supply of water for the uses of said Cohoes Company, and so far as may be necessary for such purposes to extend the operations of said Cohoes Company into the towns of Halfmoon and Clifton Park, Saratoga county."

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Joyce, Int. No. 990, entitled "An act to provide the city of Utica with pure and wholesome water," reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Roosevelt, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Dreiss, Int. No. 1047, entitled "An act to amend chapter 365 of the Laws of 1865, entitled 'An act to incorporate the city of Lockport and the several acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Roosevelt, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kittle, Int. No. 1002, entitled "An act to amend an act entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York and the several acts amendatory thereof,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Van Cott, Int. No. 997, entitled "An act to amend sections 110 and 52, chapter 410 of the Laws of 1882, relating to the commissioners of accounts, of New York city," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York in relation to the commissioners of accounts, New York city,'" which report was agreed to.

On motion of Mr. Van Cott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the common council of the city of Ogdensburg, in the year 1884, to levy a tax upon the property in said city liable to taxation sufficient to pay off the outstanding past due debts of said city," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Roosevelt, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 546, Laws of 1874, entitled 'An act to provide for the safe-keeping of the money raised for the payment of town expenses, in the city of Utica,'"

reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the board of street opening and improvement of the city of New York to alter or change the grades of all streets in the said city within that section, bounded on the south by Fifty-ninth street, on the north by One Hundred and Twenty-third street, on the west by Ninth avenue, on the east by Central park and Seventh avenue," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide for a commission to inquire into the character and condition of tenement-houses and their occupants in the city of New York," reported in favor of the passage of the same, which report was agreed to, and

On motion of Mr. Roosevelt, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act in relation to telegraph and electric-light companies in cities of this State," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to authorize the comptroller of the city of New York to adjust and settle and pay balances of salaries claimed to be unpaid to certain justices of the district courts of the city of New York," reported in favor of the following resolution :

Resolved, That this committee be discharged from the further consideration of said bill, and that it be referred to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act in relation to the payment of the salary of the chief recording clerk in the office of the clerk of the city and county of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Van Duzer, Int. No. 1015, entitled "An act in relation to the compensation of county clerks," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

On motion of Mr. Roosevelt, and by unanimous consent, said bill was referred to the first committee of the whole not full.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Beckwith, Int. No. 820, entitled "An act to erect the town of Childwold, in the county of St. Lawrence," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Hunt, Int. No. 1013, entitled "An act to amend chapter 474 of the Laws of 1866, entitled 'An act to incorporate Watertown River Park Association,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hunt, the Senate bill on the same subject was substituted and ordered to a third reading.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Earl, Int. No. 981, entitled "An act to amend chapter 349 of the Laws of 1872, entitled 'An act to authorize the appointment of commissioners to fix the grade and improve sidewalks and open and improve streets in the town of New Lots, Kings county,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Earl, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the bill introduced by Mr. Harpending, Int. No. 442, entitled "An act in relation to railroad corporations," reported in favor of the passage of the same, with an amendment, and the title amended so as to read "An act to amend chapter 34, Laws 1882, entitled 'An act to extend the time for the construction and completion of the Penn Yan and New York Railway,'"

On motion of Mr. Scott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, reported by bill entitled "An act to repeal chapter 113 of the Laws of 1883, entitled 'An act in relation to alteration of highways, streets or bridges in incorporated villages,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Beckwith, Int. No. 556, entitled "An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Horton, Int. No. 731, entitled "An act to confirm and extend the right of Albertus W. Rappole to maintain a ferry across Chautauqua lake," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Moore, Int. No. 991, entitled "An act relating to library societies," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Jones, Int. No. 48, entitled "An act in relation to assessment and collection of taxes in cases where farm or lots are divided by county, town or ward lines," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. S. W. Johnson, Int. No. 809, entitled "An act to authorize the town of Westchester, in the county of Westchester, to raise money to pay a judgment against the commissioners of the Eastern boulevard," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Howland, Int. No. 1036, entitled "An act to amend chapter 287 of the Laws of 1879, entitled 'An act to provide for the formation of county and town co-operative insurance companies,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Howland, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Beckwith, Int. No. 1032, entitled "An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Heath, Int. No. 921, entitled "An act to provide for record evidence of the names and membership of joint-stock associations, and for the mode of proof of the membership thereof," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§§ 2722 and 2802), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Criminal Procedure" (subs. 4 and 6, § 22), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act authorizing the disposition of the real property of the late Hiram Crandall, of the village of Cortland, in Cortland county, and in the State of New York, for the payment of his debts and funeral expenses without requiring all of

his personal property to have been exhausted or applied on said debts and expenses," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Farrell, Int. No. 397, entitled "An act to repeal chapter 443 of the Laws of 1868, entitled 'An act to limit and define the powers and privileges of the Eureka Basin Warehouse and Manufacturing Company of Long Island,' and the several amendments thereto," reported adversely thereto.

On motion of Mr. Husted, said adverse report was laid upon the table.

Mr. Priddy, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend chapter 49 of the Laws of 1878, entitled 'An act in relation to noxious weeds and brush in public highways,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. S. W. Johnson, and by unanimous consent, said bill was ordered to a third reading.

The Senate returned the bill entitled "An act to amend chapter 268 of the Laws of 1882, entitled 'An act to provide for the incorporation of the alumni of colleges and universities in the State of New York,'" with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The bill entitled "An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" passed July 1, 1882," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Locke, L. R.	Priddy
Allen	Dayton	House	McCabe	Roche
Bailey	Dibble	Howe	Moore	Roosevelt
Baker	Duffy	Howland	Murphy	Rosenthal
Barnes	Earl	Hubbell	Murray	Scott
Becker	Ely	Hunt	Nagle	Seeber
Beckwith	Erwin	Husted	Nash	Shoemaker
Binder	Farnum	Jobs	Nason	Smith, W. E.
Boyce	Felter	Johnson, G. R.	Nelson	Sweet
Briggs	Forsyth	Johnson, S. W.	Noxon	Taylor
Brogan	Geddes	Jones	Olin	Tremper
Brown, C. W.	Haggerty	Kelly	Oliver	Van Allen
Burns	Hall	Kent	Osborne	Van Cott
Cartwright	Haskell	Kittle	Otis	Van Duzer
Clarke	Hawkins	Kneeland	Palmer	Walrath
Clapp	Heath	Lindsay	Pierson	Welch
Clinton	Hendricks	Littlejohn	Pratt	Wilcox
Coffey	Higgins	Locke, S. D.	Price	Zimmerman
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to prohibit the sale of drugs, medicines and pharmaceutical preparations, except by druggists, pharmacists or regularly licensed physicians," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haggerty	Locke, L. R.	Roche
Baker	Craig	Hall	McCabe	Roosevelt
Barnes	Darragh	Haskell	Miles	Rosenthal
Becker	Dayton	Hawkins	Nagle	Seeber
Binder	Donnelly	Howland	Nelson	Smith, W. E.
Boyce	Donohue	Hubbell	Noxon	Smith, C.
Briggs	Duffy	Husted	Odell	Tremper
Brogan	Earl	Jackson	Olin	Van Allen
Brown, C. W.	Ely	Johnson, G. R.	Oliver	Van Cott
Brown, J. H.	Erwin	Johnson, S. W.	Otis	Van Duzer
Burns	Farnum	Jones	Palmer	Veeder
Cady	Felter	Kelly	Pratt	Walrath
Cartwright	Forsyth	Kittle	Priddy	Zimmerman
Clarke	Geddes	Locke, S. D.	Rice	

Those who voted in the negative, were

Hasbrouck	Lindsay	Sweet	Taylor
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to prohibit the sale of wines and liquors by retail druggists," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 7 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Locke, S. D.	Palmer
Allen	Curtis	House	Locke, L. R.	Pierson
Baker	Darragh	Howe	McCabe	Pratt
Beckwith	Dimmick	Howland	Moore	Priddy
Boynton	Donnelly	Hubbell	Murphy	Roosevelt
Brogan	Dreiss	Hunt	Murray	Scott
Brown, C. W.	Duffy	Husted	Nagle	Seeber
Brown, J. H.	Earl	Jackson	Nelson	Smith, W. E.
Burns	Ely	Johnson, S. W.	Noxon	Taylor
Butler	Erwin	Jones	Odell	Tremper
Cartwright	Felter	Kelly	Olin	Van Allen
Clarke	Forsyth	Kittle	Oliver	Van Duzer
Clapp	Geddes	Kneeland	Osborne	Veeder
Clinton	Hall	Lindsay	Otis	Walrath
Coffey	Heath	Littlejohn	Owen	Wilcox

Those who voted in the negative, were

Bailey	Becker	Hasbrouck	Sweet	Zimmerman
Barnes	Harpending			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable steam railroad companies having a terminus at the harbor of New York incorporated under the laws of the State of New York to own boats and operate ferries," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Clapp	Hawkins	Lindsay	Pratt
Bailey	Clinton	Hendricks	Littlejohn	Priddy
Baker	Coffey	Hodges	Locke, S. D.	Roche
Barnes	Craig	House	Locke, L. R.	Roosevelt
Becker	Darragh	Howe	McCabe	Rosenthal
Binder	Dayton	Howland	Moore	Scott
Boynton	Dibble	Hubbell	Murphy	Sipp
Brogan	Donohue	Husted	Murray	Smith, W. E.
Brown, C. W.	Dreiss	Jackson	Nagle	Sweet
Brown, J. H.	Duffy	Jobes	Nelson	Taylor
Burns	Earl	Johnson, G. R.	Noxon	Tremper
Butler	Erwin	Johnson, S. W.	Odell	Van Allen
Cady	Felter	Jones	Oliver	Van Duzer
Cartwright	Forsyth	Kelly	Osborne	Veeder
Childs	Garbutt	Kittle	Otis	Walrath
Church	Hall	Kneeland	Palmer	Zimmerman
Clarke	Harpending			

Those who voted in the negative, were

Donnelly Hunt Olin Smith, C.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend subdivision 4, section 9, title 2, article 2, chapter 13, part 1 of the Revised Statutes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Moore	Roosevelt
Allen	Donnelly	Hunt	Mullaney	Rosenthal
Bailey	Donohue	Husted	Murphy	Seeber
Baker	Dreiss	Jobes	Murray	Smith, C.
Barnes	Erwin	Johnson, G. R.	Nagle	Sweet
Boynton	Farnum	Johnson, S. W.	Nelson	Tremper
Brogan	Farrell	Jones	Noxon	Van Allen
Brown, C. W.	Felter	Kelly	Odell	Van Cott
Brown, J. H.	Forsyth	Kittle	Olin	Van Duzer

Burns	Garbutt	Kneeland	Osborne	Veeder
Cartwright	Haggerty	Kruse	Otis	Walrath
Church	Harpending	Lindsay	Palmer	Welch
Clarke	Hasbrouck	Littlejohn	Pierson	Westfall
Clapp	Hawkins	Locke, S. D.	Rice	Wilcox
Coffey	Higgins	Locke, L. R.	Roche	Zimmerman
Darragh	Hodges	McCabe		

For the negative,
Becker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the city of New York to contribute \$50,000 in aid of the fund for the erection of a pedestal for Bartholdi's statue of 'Liberty Enlightening the World,' to be erected on Bedloe's island, in New York harbor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haggerty	Johnson, G. R.	Otis
Allen	Coffey	Hall	Johnson, S. W.	Priddy
Bailey	Craig	Harpending	Jones	Rice
Baker	Curtis	Haskell	Kelly	Roche
Barager	Darragh	Hawkins	Kittle	Scott
Becker	Dibble	Heath	Kneeland	Seeber
Beckwith	Dimmick	Hendricks	Kruse	Shoemaker
Binder	Donnelly	Higgins	Lindsay	Sipp
Briggs	Donohue	Hodges	Littlejohn	Van Allen
Brogan	Duffy	Horton	Locke, S. D.	Van Duzer
Brown, C. W.	Earl	House	McCabe	Walrath
Brown, J. H.	Ely	Howland	Murray	Welch
Butler	Farnum	Hunt	Nagle	Westfall
Cartwright	Farrell	Husted	Noxon	Wilcox
Church	Felter	Jackson	Oliver	Zimmerman
Clarke	Geddes	Jobes	Osborne	Speaker

Those who voted in the negative, were

Cady	Erwin	Hasbrouck
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted offered, for the consideration of the House, a resolution in the words following:

Resolved, That the Superintendent of Public Buildings be requested to expel from the committee rooms of the Assembly, during this day's session, every person not officially connected with the body, and that he be also requested to exercise his police powers for the preservation of order in the Capitol.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Husted moved that the Sergeant-at-Arms be directed to deliver to the Superintendent of Public Buildings a copy of said resolution.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. House, in accordance with the notice given yesterday, moved to suspend Rule 43, in order that the bill entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," may be ordered read out of its order by a majority vote.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 66 }
{ NOES 53 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Forsyth	Kittle	Pratt
Bailey	Craig	Geddes	Lindsay	Price
Baker	Darragh	Harpending	Locke, S. D.	Priddy
Barnes	Dayton	Hendricks	Locke, L. R.	Rice
Barager	Dimmick	Higgins	McCabe	Roche
Binder	Donohue	Hooley	Miles	Seeber
Boynton	Dreiss	Horton	Moore	Shoemaker
Brogan	Duffy	House	Mullaney	Sipp
Burns	Earl	Jackson	Murray	Smith, W. E.
Butler	Ely	Jobes	Nagle	Taylor
Cady	Erwin	Johnson, G. R.	Nason	Walrath
Church	Farnum	Johnson, S. W.	Oliver	Whiteman
Clarke	Farrell	Joyce	Pierson	Wilcox
Clinton				

Those who voted in the negative, were

Allen	Dean	Howe	Nelson	Smith, C.
Becker	Dibble	Howland	Noxon	Sweet
Beckwith	Donnelly	Hubbell	Odell	Tremper
Boyce	Felter	Hunt	Olin	Van Allen
Briggs	Garbutt	Husted	Osborne	Van Cott
Brown, C. W.	Haggerty	Kelly	Otis	Van Duzer
Brown, J. H.	Hall	Kruse	Owen	Veeder
Cartwright	Hasbrouck	Littlejohn	Roosevelt	Welch
Childs	Hawkins	McDonald	Rosenthal	Westfall
Clapp	Heath	Murphy	Scott	Zimmerman
Curtis	Hodges	Nash		

Mr. House moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to provide for the construction, extension, maintenance and operation of street surface railroads and branches thereof in cities, towns and villages," having been announced for a third reading,

Mr. Roosevelt moved to strike out the 15th section.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 51 }
{ NOES 69 }

Those who voted in the affirmative, were

Becker	Curtis	Howe	Nelson	Scott
Beckwith	Dibble	Howland	Noxon	Seeber
Boyce	Donnelly	Hubbell	Odell	Smith, C.
Briggs	Garbutt	Hunt	Olin	Sweet
Brown, C. W.	Haggerty	Husted	Osborne	Tremper
Brown, J. H.	Hasbrouck	Kelly	Otis	Van Allen
Cartwright	Hawkins	Kneeland	Price	Van Cott
Childs	Heath	Kruse	Rice	Van Duzer
Church	Hendricks	Littlejohn	Roosevelt	Welch
Clapp	Hodges	Nash	Rosenthal	Westfall
Clinton				

Those who voted in the negative, were

Ackroyd	Craig	Hall	Lindsay	Pierson
Allen	Darragh	Harpending	Locke, S. D.	Pratt
Bailey	Dayton	Haskell	Locke, L. R.	Priddy
Baker	Dimmick	Higgins	McCabe	Roche
Barnes	Donohue	Hooley	Miles	Shoemaker
Barager	Dreiss	Horton	Moore	Sipp
Binder	Duffy	House	Mullaney	Smith, W. E.
Boynton	Earl	Jackson	Murphy	Taylor
Brogan	Ely	Jobes	Murray	Veeder
Burns	Erwin	Johnson, G. R.	Nagle	Walrath
Butler	Farnum	Johnson, S. W.	Nason	Whiteman
Cady	Farrell	Jones	Oliver	Wilcox
Clarke	Felter	Joyce	Owen	Zimmerman
Coffey	Forsyth	Kittle	Palmer	

Mr. House moved to extend the time of the session until said bill should be disposed of.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Ely moved to amend section 15, in line 4, by striking out the words "or any portion of its or their designated route."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Ely, and it was determined in the affirmative.

Mr. Boynton moved to amend as follows:

Amend section 7, in line 4, by striking out the words "may at their option," and insert the words "shall if they agree to grant such franchise."

Also, insert in line 5, after the word "auction," the words "or by fair competition by sealed proposals."

Mr. Kruse called for a division of the question.

Mr. Speaker put the question whether the House would agree to said motion to amend section 7, in line 4, by striking out the words "may, at their option," and inserting the words "shall if they agree to grant such franchise," and it was determined in the negative.

{ AYES 51 }
{ NOES 63 }

Those who voted in the affirmative, were

Allen	Curtis	Howe	Littlejohn	Price
Beckwith	Felter	Howland	Locke, S. D.	Roosevelt
Boyce	Garbutt	Hubbell	McCabe	Scott
Boynton	Haggerty	Hunt	Nash	Seeber

Briggs	Hasbrouck	Husted	Nelson	Sweet
Brown, C. W.	Haskell	Johnson, G. R.	Noxon	Tremper
Brown, J. H.	Hawkins	Joyce	Odell	Van Allen
Cartwright	Heath	Kelly	Olin	Van Cott
Childs	Hendricks	Kneeland	Otis	Van Duzer
Clapp	Hodges	Kruse	Pierson	Welch
Clinton				

Those who voted in the negative, were

Ackroyd	Darragh	Geddes	Locke, L. R.	Rice
Bailey	Dayton	Hall	McDonald	Roche
Baker	Dimmick	Harpending	Miles	Rosenthal
Barnes	Donnelly	Higgins	Moore	Shoemaker
Binder	Donohue	Hooley	Mullaney	Sipp
Brogan	Dreiss	Horton	Murphy	Smith, W. E.
Burns	Duffy	House	Murray	Smith, C.
Butler	Earl	Jackson	Nagle	Taylor
Cady	Ely	Jobes	Oliver	Walrath
Church	Erwin	Johnson, S. W.	Osborne	Whiteman
Clarke	Farnum	Jones	Owen	Wilcox
Coffey	Farrell	Kittle	Priddy	Zimmerman
Craig	Forsyth	Lindsay		

Mr. Boynton withdrew the second part of the amendment offered by him in the words following:

Also insert, in line 5, after the word "auction," the words "or by fair competition by sealed proposals."

Mr. Littlejohn moved to amend by adding at the end of section 15 the words "but nothing in this section shall be construed to authorize any railroad company in cities of over 300,000 population to lease its rights or franchises to any other company in said cities which runs and operates a road parallel thereto."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Van Allen moved to amend as follows:

Section 8, lines 18 and 19, strike out the words "in case of extensions the amount to be paid shall be ascertained in the manner hereinbefore provided."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Hubbell moved to amend as follows:

Amend section 18 by striking out from the word "or," in line 6, to and including the word "thereof," in line 9.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Husted moved to strike out section 16.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 40 }
{ NOES 70 }

Those who voted in the affirmative, were

Allen	Dibble	Heath	Murphy	Scott
Boyce	Donnelly	Hubbell	Nash	Smith, C.
Briggs	Felter	Hunt	Noxon	Sweet
Brown, J. H.	Garbutt	Husted	Odell	Tremper
Cartwright	Haggerty	Kelly	Olin	Van Allen
Childs	Hall	Kneeland	Osborne	Van Cott
Clapp	Hasbrouck	Littlejohn	Owen	Veeder
Curtis	Hawkins	McDonald	Pierson	Westfall

Those who voted in the negative; were

Ackroyd	Craig	Hendricks	Kittle	Palmer
Baker	Darragh	Higgins	Kruse	Pratt
Barnes	Dayton	Hodges	Lindsay	Price
Barager	Dimmick	Hookey	Locke, S. D.	Priddy
Binder	Donohue	Horton	Locke, L. R.	Rice
Brogan	Duffy	House	McCabe	Roche
Brown, C. W.	Earl	Howe	Miles	Roosevelt
Burns	Ely	Howland	Moore	Seeber
Butler	Erwin	Jackson	Mullaney	Shoemaker
Cady	Farnum	Jobs	Murray	Smith, W. E.
Church	Farrell	Johnson, G. R.	Nagle	Walrath
Clarke	Forsyth	Johnson, S. W.	Nason	Welch
Clinton	Geddes	Jones	Nelson	Whiteman
Coffey	Harpending	Joyce	Oliver	Wilcox

Mr. Scott moved to amend as follows :

Amend section 8 by striking out from and including the word "shall," in line 4, to and including the word "September," in line 7, and insert in lieu thereof the words "shall for and during the first five years after the commencement of the operation of any portion of its railroad, annually, on the first day of November, pay into the treasury of said respective cities in which its road is located, to the credit of the sinking fund thereof, three per cent of its gross receipts for and during the year ending the next preceding 30th day of September, and after the expiration of said five years make a like annual payment into the treasury of said respective cities for the credit of said sinking funds, of five per cent instead of three per cent of said gross receipts."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hunt moved to amend by striking out all after the enacting clause, and inserting in lieu thereof the following :

SECTION 1. Any number of persons, not less than thirteen, may make and sign articles of association, and form a company for the purpose of constructing, maintaining and operating a street surface railroad for public use in the conveyance of persons and property in cars for compensation, in any of the cities, towns or villages of this State, or in any two or more civil divisions thereof. Such articles of association shall state the name of the company; the number of years the same is to continue; the names of the cities, towns and villages, and the counties, and in incorporated cities, the names also of the streets, avenues and highways in which the road is to be constructed; the places from and to which the road is to be constructed, maintained and operated; the length of said road, or as near as may be; the amount of the capital stock of the company, which shall not be less than \$10,000 for every mile of road constructed, or proposed to be constructed, and the number of shares of which said capital stock shall consist, and the names and places of residence of the seven or more directors of the company who shall manage its affairs for the first year, and until others are chosen in their places. Each subscriber of said articles of association shall subscribe thereto his name, place of residence and number of shares of stock he agrees to take in said company. Such articles of asso-

ciation shall be filed in the office of the Secretary of State when \$1,000 of stock for every mile of railroad proposed to be constructed has been subscribed thereto, and ten per cent paid thereon in good faith, and in cash, to the directors named in said articles of association, and when there is indorsed on said articles of association, or annexed thereto, an affidavit made by at least three of the directors named in said articles, that the amount of stock required by this section has been in good faith subscribed, and ten per cent paid in cash thereon as aforesaid, and that it is intended in good faith to construct or to maintain and operate the road mentioned in such articles of association, which affidavit shall be recorded with the articles of association. The Secretary of State shall indorse on said articles of association the day they are filed, and record the same and said affidavit in a book to be provided by him for that purpose; and thereupon the persons who have so subscribed such articles of association and all persons who shall become stockholders in such company shall be a corporation by the name specified in such articles of association and shall possess the powers and privileges granted to corporations, and be subject to the provisions contained in title 3 of chapter 18 of the first part of the Revised Statutes, except the provisions contained in the seventh section of said title. Such corporation shall also have all the powers and privileges granted, and be subject to all the liabilities imposed by this act, or by the act entitled "An act to authorize the formation of railroad corporations and to regulate the same," passed April 2, 1850, and the several acts amendatory thereof, except as the said acts are herein modified.

§ 2. The board of directors of every corporation formed under this act shall consist of not less than seven nor more than thirteen.

§ 3. Any company organized as aforesaid, or any existing street surface railroad company or corporation heretofore organized for the purpose of building and operating a street railroad, may construct, maintain, operate, use and extend a railroad or branches on the surface of the soil, through, upon and along any of the streets, avenues, roads or highways of such cities, towns and villages, and also through, along and upon any private property which said company may acquire for the purpose, and may also construct such switches, sidings, turnouts and turn-tables and suitable stands as may be necessary for the convenient working of such road, provided that the consent in writing of the owners of one-half in value of the property bounded on, and the consent also of the local authorities having control of that portion of a street or highway upon which it is proposed to construct or operate such railroad be first obtained.

§ 4. In incorporated cities, before acting upon an application for their consent, the local authorities shall give public notice of such application and of the time and place when such application will first be considered by a notice thereof to be published daily for at least fourteen days in two daily newspapers of said city to be designated by the mayor of the city. The consent of the local authorities shall in all cases be applied for in writing, and when granted shall be

upon the express condition that the provisions of this act pertinent thereto shall be complied with, and shall be filed in the office of the county clerk of the county in which said railroad is located. Any consent so given by said local authorities shall cease and determine at the expiration of one year thereafter, unless within that period the company obtaining such consent shall have filed the consent of the requisite amount in value of property owners or the determination of commissioners confirmed by the court in like manner, as herein provided. The consent of the local authorities, given as aforesaid, shall operate as the consent of such city, town or village, as the owners of any public property, that such railroad may be constructed, maintained and operated in, upon and along any street, avenue, road or highway by which such public property is bounded. For the purposes of this act the value of the property so bounded shall be ascertained and determined from the latest tax-list or assessment-roll of the city or town in which such property is situated in force when the local authorities shall give their consent, excepting as to such property owned by such city, town or village, or as to any property not separately or sufficiently described upon said tax-list or assessment-roll, the value of which shall be ascertained and determined by allowing therefor the same price or value as is shown by such tax-list or assessment-roll to be the value of the equivalent in size and frontage of any adjacent property on the same street. In case the consent of property owners required by any provision of this act cannot be obtained, the company so failing to obtain such consents may apply to any General Term of the Supreme Court, held in the district in which the road of such company is proposed to be constructed, for the appointment of three commissioners to determine, after a hearing of all parties interested, whether such railroads ought to be constructed and operated.

§ 5. Notice of such application shall be served personally upon each property owner not having given his consent by delivering the same to him or his agent or representative, as such owner, agent or representative appears upon such tax-list or assessment-roll of the city or town in which the property is situated; or by depositing the same, properly folded and directed to such owner, agent or representative, in the post-office nearest his usual place of residence, with the postage paid thereon, at least ten days prior to such application. If the person on whom such service is to be made is unknown, or his residence is unknown, and cannot by reasonable diligence be ascertained, no service of such notice, personally or by mail, need be made. And said General Term of the Supreme Court to which such application is made, upon due proof of service as aforesaid, shall appoint three disinterested persons, who shall act as commissioners, and said commissioners, within ten days after their appointment, shall cause public notice to be given of their first sitting in the manner directed by said General Term, and may adjourn from time to time until all their business is completed. Vacancies may be filled by said General Term after such notice to persons interested as it may deem proper to be given, and the evidence taken before as

well as after the occurring of the vacancy shall be deemed to be properly before said commissioners.

§ 6. The said commissioners shall determine, after such public hearing of all parties interested, whether such railroad ought to be constructed and operated, and shall make a report thereon, together with the evidence taken, to said General Term, and their determination that such road ought to be constructed and operated, confirmed by said court, shall be taken in lieu of the consent of the property owners before mentioned. Such report shall be made within sixty days after appointment of said commissioners, unless the said court, or a judge thereof, shall, for good cause shown, extend such time.

§ 7. The local authorities of any incorporated city, to whom application, under the provisions of this act, may be made for consent to the construction, maintenance, use, operation and extension of a street surface railroad upon any street, road, avenue or highway, may at their option provide for the sale of, and sell at public auction the franchise, subject to all the provisions of this act, to so construct, maintain, use, operate and extend such street surface railway. Prior to such sale, notice of the time, place and terms thereof, and of the route to be sold, and of the conditions upon which the consent of said local authorities to the construction, maintenance, use, operation and extension of a surface street railroad thereon will be given, shall be published three times a week for at least three weeks, in two daily newspapers of said city, to be designated by the mayor of said city.

§ 8. Every corporation incorporated under, or constructing or operating a railroad constructed under, the provisions of this act, within the cities of the State, having a population of one hundred and fifty thousand or more as aforesaid, shall for and during the first five years after the commencement of the operation of any portion of its railroad, annually, on the 1st day of November, pay into the treasury of said respective cities in which its road is located, to the credit of the sinking fund thereof, three per cent of its gross receipts for and during the year ending the next preceding 30th day of September, and after the expiration of said five years make a like annual payment into the treasury of said respective cities for the credit of said sinking funds, of five per cent instead of three per cent of said gross receipts. Provided, however, that every corporation now existing and operating a railroad which shall extend its tracts or construct branches therefrom, and operate such extensions or branches under the provisions of this act, or the corporation operating such branches or extensions, shall pay such percentages as aforesaid only upon such portion of its gross receipts as shall bear the same proportion to the whole value thereof, as the length of such extension and branches shall bear to the entire length of its tracks. In any other incorporated city, the local authorities shall have the right to require, as a further condition to their consent to the construction, operation or extension of a railroad under the provisions of this act, the payment annually of such percentage of gross

receipts, not exceeding three per cent, into the treasury of said city, as they may deem proper. In case of extensions the amount to be paid shall be ascertained in the manner hereinbefore provided. The company or corporation failing to pay such percentage of its gross earnings, as aforesaid, shall, after said 1st day of November, pay in addition thereto five per cent a month thereon until paid. The president and treasurer of any company required by the provisions of this act to make a payment annually upon its gross receipts shall, on or before the 1st day of November in each year, make a verified report to the comptroller or treasurer of the city, of the gross amount of its receipts for the year ending the next preceding 30th day of September, and the books of said company shall be open to inspection and examination by said comptroller, treasurer or his duly appointed agent, for the purpose of ascertaining the correctness of said report as to said gross receipts. The corporate rights, privileges and franchises heretofore acquired under this act, by any corporation which shall fail to comply with all the provisions of this section shall be forfeited to the people of the State of New York, and upon judgment of forfeiture rendered in a suit brought in the name of the people by the Attorney-General, shall cease and determine.

§ 9. Every such corporation incorporated under, or constructing or operating a railroad constructed under, the provisions of this act, within the incorporated cities and villages of this State, shall also, whenever, and as required, and under the supervision of the proper local authorities, have and keep in permanent repair the portion of every street and avenue between its tracks, the rails of its tracks, and a space two feet in width outside and adjoining the outside rails of its track or tracks so long as it shall continue to use such tracks so constructed under the provisions of this act. In case of the neglect of such corporations to make such pavement or repairs, the local authorities may make the same at the expense of such corporation, after the expiration of thirty days' notice to do so. The local authorities having charge of streets, avenues, roads or highways in cities and incorporated villages may make such ordinances or regulations as to the rate of speed, mode of use of tracks and removal of ice and snow, as the interest and convenience of the public may require. A corporation whose servants or agents willfully or negligently violate such an ordinance or regulation as aforesaid shall be liable to such city or village for a penalty not exceeding \$500.

§ 10. In case any corporation incorporated under this act, or seeking to extend its road under the provisions thereof, shall not commence the construction or extension of its road within one year after it has acquired the consent of the local authorities and property owners, or determination of the General Term of the Supreme Court as herein required, and shall not complete the same within three years after obtaining such consents, its rights, privileges and franchises acquired under the provisions of this act shall cease and determine. During the pendency of legal proceedings the Supreme Court shall have power to extend the period for the performance of any act herein required.

§ 11. The commissioners provided for in this act to be appointed by the General Term shall receive the sum of \$10 each per day for each and every day they may be engaged, and the charges, expenses and disbursements of such commissioners shall be paid by the company making the application for their appointment.

§ 12. No corporation incorporated under, nor any corporation exercising or claiming any right or privilege under this act shall operate any portion of its road constructed under the provisions of this act otherwise than by horse power.

§ 13. No company or corporation incorporated under, or constructing and operating a railroad under the provisions of this act, shall charge any passenger more than five cents for one continuous ride for any distance on its road, within the limits of any incorporated city. This section shall not be construed to apply to any part of any road heretofore constructed and now in operation, unless such company shall acquire the right to extend such road or to construct branches thereof under the provisions of this act, in which event its rate of fare shall not exceed its authorized rates prior to such extension.

§ 14. Nothing in this act contained shall authorize a railroad to construct, extend or operate its road or tracks in that portion of any street, avenue, road or highway in which a street railroad is or shall be lawfully constructed and maintained without the consent of the company owning and maintaining the same, except that such railroads may cross and intersect each other and may join and unite and use each other's tracks for a distance not exceeding one thousand feet for a compensation, to an extent and in a manner to be ascertained and determined by commissioners to be appointed by the courts, as is provided in respect to acquiring title to real estate in chapter 140 of the Laws of 1850, entitled "An act to authorize the formation of railroad corporations and to regulate the same," and the several acts amendatory thereof.

§ 15. All acts and parts of acts, whether general or special, inconsistent with this act are hereby repealed, but nothing in this act shall revive or make valid for the purposes of this act any consents of property owners or local authorities obtained prior to the passage of this act, or shall interfere with or repeal or invalidate any rights heretofore acquired under the laws of this State by any horse railroad company, or revive any charter which has become lapsed or forfeited.

§ 16. No street surface railroad shall be constructed or extended under the provisions of this act upon ground occupied by buildings belonging to any town, city, county, or to this State, or to the United States, or in public parks, except in sunken ways and tunnels to be approved by the local authorities having control of such parks.

§ 17. The Legislature may at any time alter, amend or repeal this act.

§ 18. This act shall take effect immediately.

Mr. Kelly moved to amend said substitute by inserting the word "passenger" before the word "cars," in line 4 of section 1.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said substitute as offered by Mr. Hunt, and it was determined in the negative.

{ AYES 49 }
{ NOES 70 }

Those who voted in the affirmative, were

Allen	Clapp	Howe	McDonald	Rosenthal
Becker	Curtis	Howland	Murphy	Scott
Beckwith	Dean	Hubbell	Nash	Smith, C.
Boyce	Donnelly	Hunt	Nelson	Sweet
Briggs	Felter	Husted	Noxon	Tremper
Brown, C. W.	Haggerty	Joyce	Odell	Van Allen
Brown, J. H.	Hall	Kelly	Olin	Van Cott
Cartwright	Hasbrouck	Kneeland	Osborne	Welch
Childs	Heath	Kruse	Owen	Westfall
Church	Hodges	Littlejohn	Roosevelt	

Those who voted in the negative, were

Ackroyd	Craig	Garbutt	Kittle	Price
Bailey	Darragh	Geddes	Lindsay	Priddy
Baker	Dayton	Harpending	Locke, S. D.	Rice
Barnes	Dibble	Haskell	Locke, L. R.	Roche
Barager	Dimmick	Hendricks	McCabe	Seeber
Binder	Donohue	Higgins	Miles	Shoemaker
Boynton	Dreiss	Hooley	Moore	Smith, W. E.
Brogan	Duffy	Horton	Mullaney	Taylor
Burns	Earl	House	Murray	Van Duzer
Butler	Ely	Jackson	Nagle	Veeder
Cady	Erwin	Jobes	Oliver	Walrath
Clarke	Farnum	Johnson, G. R.	Palmer	Whiteman
Clinton	Farrell	Johnson, S. W.	Pierson	Wilcox
Coffey	Forsyth	Jones	Pratt	Zimmerman

Mr. Howe moved that when this House adjourns to-day, it adjourn until to-morrow morning at ten o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Earl moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 45 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Harpending	Lewis	Pierson
Bailey	Dayton	Haskell	Lindsay	Pratt
Baker	Dibble	Hawkins	Locke, S. D.	Price
Barnes	Dimmick	Hendricks	Locke, L. R.	Priddy
Barager	Donohue	Higgins	McCabe	Rice
Becker	Dreiss	Hooley	Miles	Roche

Boynton	Duffy	Horton	Moore	Seeber
Brogan	Earl	House	Mullaney	Shoemaker
Burns	Ely	Howe	Murray	Sipp
Butler	Erwin	Howland	Nagle	Smith, W. E.
Cady	Farnum	Jackson	Nash	Taylor
Church	Farrell	Jobes	Nason	Walrath
Clarke	Forsyth	Johnson, G. R.	Nelson	Welch
Clinton	Garbutt	Johnson, S. W.	Oliver	Whiteman
Coffey	Geddes	Jones	Otis	Wilcox
Craig	Hall	Kittle	Palmer	

Those who voted in the negative, were

Allen	Clapp	Hubbell	Murphy	Smith, C.
Beckwith	Curtis	Hunt	Noxon	Sweet
Binder	Dean	Husted	Odell	Tremper
Boyce	Donnelly	Joyce	Olin	Van Allen
Briggs	Felter	Kelly	Osborne	Van Cott
Brown, C. W.	Haggerty	Kneeland	Owen	Van Duzer
Brown, J. H.	Hasbrouck	Kruse	Roosevelt	Veeder
Cartwright	Heath	Littlejohn	Rosenthal	Westfall
Childs	Hodges	McDonald	Scott	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

FRIDAY, APRIL 18, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Morrow.

The journal of yesterday was read and approved.

The Senate returned the concurrent resolution recalling from the Governor, Assembly bill No. 286, entitled "An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the bill entitled "An act to legalize the official acts of certain justices of the peace, and authorizing justices of the peace to execute and file official bonds, and to take and subscribe the official oath," with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. Garbutt, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 440, entitled "An act to provide for the construction of waste gates and spill-way in the north embankment of the Erie canal, in the village of Spencerport, in the county of Monroe," and the same ordered to a third reading.

The Speaker and Clerk, with the consent of the House, referred the following entitled bills to the sub-committee of the whole :

No. 195, G. O. 189, "An act to amend chapter 566 of the Laws of 1869, entitled 'An act to reorganize the fire department of the city of Brooklyn.'"

No. 621, G. O. 323, "An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts, for the purpose of taxation.'"

Senate No. 39, G. O. 36, "An act in relation to the examination of the accounts, etc., of the surrogate's court and the transfer of the moneys and securities to the county treasurers.'"

No. 240, G. O. 239, "An act to amend title 2, chapter 13, part 1 of the Revised Statutes, entitled 'of the place and manner in which property is to be assessed.'"

No. 363, G. O. 358, "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

No. 597, G. O. 564, "An act to amend subdivision 2 of the certificate of articles of incorporation of the Northern Tier Masonic Mutual Relief Association."

Senate No. 305, G. O. 320, "An act to amend chapter 402 of the Laws of 1882, entitled 'An act to repeal certain acts and parts of acts.'"

No. 719, G. O. 687, "An act locating the offices of the several town clerks in State of New York.'"

Senate No. 152, G. O. 154, "An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions."

No. 365, G. O. 360, "An act to amend chapter 528 of the Laws of 1880, entitled 'An act to provide for the appointment of a board of elections and of registers, canvassers, inspectors and poll clerks of the city of Brooklyn, and to fix their compensation.'"

Senate, No. 233, G. O. , "An act to amend an act entitled 'An act to amend the act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, being chapter 163 of the Laws of 1860.'"

No. 521, G. O. 485, "An act to amend an act entitled "An act to secure to children the benefits of elementary education," passed May 11, 1874, and amended by chapter 373 of the Laws of 1876."

Senate, No. 262, G. O. 578, "An act to fix and regulate the terms of office of certain public officers in the city of New York."

No. 528, G. O. 506, "An act to provide for the support of the fire department, and to regulate the salaries of certain officers of the city of Syracuse, and to revise the charter of said city."

Senate, No. 3, G. O. 547, "An act authorizing the board of education of the city of Poughkeepsie to sell and convey certain real estate owned by said city."

No. 545, G. O. 524, "An act to amend chapter 367 of the Laws of 1882, entitled 'An act to restrict the formation of corporations under chapter 319 of the Laws of 1848, entitled 'An act to provide for the incorporation of benevolent, charitable, scientific and missionary societies,' and the acts amendatory thereof, and to legalize the incorporation of certain societies organized thereunder, and to regulate the same."

No. 554, G. O. 532, "An act to abolish the office of railroad commissioners in the town of Potter, Yates county."

Senate, No. 202, G. O. 637, "An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases as amended by chapter 798 of the Laws of 1868, and chapter 551 of the Laws of 1873.'"

No. 563, G. O. 538, "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' relative to the tenure of office of clerks and assistant clerks of district courts in the city of New York."

No. 574, G. O. 550, "An act to authorize the Board of Claims to hear, audit and determine the claim of John Sewell, and to make an award to pay the same."

No. 589, G. O. 555, "An act to legalize the acts of the trustees of the 'First Presbyterian Church of Batchellerville' in selling and conveying certain real estate."

No. 590, G. O. 556, "An act to amend chapter 675 of the Laws of 1881, entitled 'An act to facilitate the payment of school taxes by railroad companies,' and the acts amendatory thereof."

No. 637, G. O. 594, "An act for the relief of non-resident tax payers who, or whose children or wards are attendants at any free school."

No. 620, G. O. 638, "An act to extend and define the powers of the Collateral Loan Association."

No. 479, G. O. 428, "An act prohibiting the sale or giving away of cigarettes to any minor under the age of fourteen years."

No. 493, G. O. 442, "An act to alter the map or plan of the city of New York, made and filed by the commissioners of the department of public parks, by striking therefrom so much of the proposed Morris avenue as lies between One Hundred and Sixty-second street and Overlook avenue, and so much of the proposed One Hundred and Sixty-fifth street as lies between Winfield place and Sheridan avenue, in the Twenty-third ward of said city."

Mr. Speaker called from the table the report of the sub-committee of the whole, as found in Assembly Document No. 155, as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 301, G. O. 292, "An act to authorize the raising and expenditure of money for improving the condition of streets and avenues in the city of Brooklyn."

No. 706, G. O. 515, "An act to amend chapter 639 of the Laws of 1868, entitled 'An act to amend the act incorporating the village of Phoenix, in the county of Oswego,' and the several acts amendatory thereof." [With amendments.]

No. 625, G. O. 584, "An act to establish a board of county assessors in the county of Richmond."

No. 604, G. O. 573, "An act for the relief of Mary A. Vandewater, administratrix of Henry Vandewater, deceased."

No. 321, G. O. 315, "An act to define the boundary along Hemlock lake between the towns of Canadice, in the county of Ontario, and Conesus, in the county of Livingston." [With an amendment.]

No. 426, G. O. 405, "An act to authorize the board of supervisors of Kings county to make suitable provision to reimburse John Cun-

ningham for all legitimate costs, counsel fees and expenses which were incurred by him in and about a certain action brought against him while holding the office of commissioner of charities for the county of Kings."

No. 712, G. O. 678, "An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo." [With amendments.]

No. 560, G. O. 535, "An act to authorize the comptroller of the city of New York to examine the claim of Robert T. Bailey, and to audit and pay the amount that may justly be due."

No. 519, G. O. 471, "An act to provide for and define the public or legislative printing."

No. 517, G. O. 467, "An act to establish the pier line on the Brooklyn shore of the East river, between Bushwick and Newtown creeks."

No. 459, G. O. 420, "An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein." [With amendments.]

Senate, No. 290, G. O. 682, "An act to amend an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water rates in the city of Brooklyn, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof,' passed March 16, 1883."

Senate, No. 148, G. O. 452, "An act in addition to and amendatory of the several acts relating to a supply of water in the city of Albany."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of special order, being the bills entitled as follows:

"An act to amend the Code of Civil Procedure" (§ 3311).

"An act to amend the Code of Civil Procedure" (§ 3024).

Senate, "An act to amend the Penal Code" (§ 508).

"An act to amend chapter 676 of the Laws of 1881, entitled 'An act to establish a Penal Code'" (§§ 699 and 704).

"An act to amend the Penal Code" (§ 353).

"An act to amend the Code of Civil Procedure" (§ 2910).

"An act to amend the Code of Civil Procedure" (§ 2818).

Senate, "An act to amend the Code of Civil Procedure" (§ 2722).

"An act to amend the Code of Civil Procedure" (§ 2431).

Senate, "An act to amend the Code of Civil Procedure" (§ 1536).

"An act to amend section 2234 of the Code of Civil Procedure"

Senate, "An act to amend the Code of Civil Procedure" (§ 1325).

"An act to amend the Code of Civil Procedure" (§ 1217).

Senate, "An act to amend the Code of Civil Procedure" (§ 1068).

"An act to amend section 1003 of the Code of Civil Procedure"

"An act to amend the Code of Civil Procedure" (§ 872).

Senate, "An act to amend the Code of Civil Procedure" (§ 831).

"An act to amend the Code of Civil Procedure" (§ 757).

"An act to amend the Code of Civil Procedure" (§ 629).

"An act to amend section 521 of the Code of Civil Procedure."

"An act to amend sub-division 2 of section 191 of the Code of Civil Procedure."

Senate, "An act to amend the Code of Civil Procedure" (§ 438).

"An act to amend the Code of Civil Procedure" (§ 31).

"An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a Code of Criminal Procedure'" (§ 907).

Senate, "An act to amend the Code of Criminal Procedure" (§ 792).

"An act to amend the Code of Criminal Procedure" (§§ 726 and 728).

"An act to amend sections 658 and 659, chapter 5, Code of Criminal Procedure."

Senate, "An act to amend the Code of Criminal Procedure" (§ 548).

"An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a Code of Criminal Procedure'" (§ 528).

"An act to amend the Code of Criminal Procedure" (§ 57).

"An act to amend section 59 of the Criminal Code of Procedure."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Hubbell, from said committee, reported progress on said named bills, and asked leave to sit again.

Mr. Husted moved that the committee of the whole be discharged from the further consideration of said bills, and that the same be ordered to a third reading, with the amendments adopted in the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved that Senate bill No. 158, entitled 'An act to amend section 2818 of the Code of Civil Procedure,' be substituted for Assembly bill No. 360, entitled "An act to amend the Code of Civil Procedure."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Littlejohn introduced a bill entitled "An act to provide for the deficiency in the revenue of the common school fund," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Also, a bill entitled "An act reappropriating an unexpended balance of a sum appropriated by chapter 133 of the Laws of 1883, for the purpose of providing for the premiums and other expenses of investment of certain funds of the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

Mr. Clinton offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 417, entitled "An act to amend chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Tremper offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 122, entitled 'An act to amend chapter 317 of the Laws of 1878, entitled 'An act to amend chapter 75 of the Laws of 1878, entitled 'An act in relation to the bonded indebtedness of villages, cities, towns and counties.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Also the following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 556, entitled "An act to amend chapter 375 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hooley, Int. No. 831, entitled "An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and the several acts amendatory thereof and supplemental thereto," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to make provisions for a public park in the Seventh ward of the city of New York, including therein all necessary alterations of the map or plan of said city, the acquisition of land for such park and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvement," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill entitled "An act to amend chapter chapter 410 of the Laws of 1883, entitled 'An act to consolidate into one act and to declare the special and local laws affecting the government of the city of New York, being 'An act to establish a bureau of elections in that city,'" and that it be sent to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate sent for concurrence the following entitled bills :

"An act to amend section 21, chapter 125, Laws of 1874, entitled 'An act to provide for the establishment of a system of graded schools in the village of Ithaca,'" which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act to regulate the height of dwelling-houses in the city of New York, and for the better preservation of health in such houses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Senate bill, Int. No. 402, entitled "An act to release the interest of the people of the State of New York in and to the lands of which Andreas Gaupp died seized, to Catharine Gaupp, widow."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Senate was received and read in the words following :

IN SENATE, *April 17, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend the Code of Civil Procedure" (§ 779).

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Campbell, and by unanimous consent, the same was amended as follows :

Section 1, line 7, after the word "person," insert the words "to whom the said costs or sum of money is made payable by said order, in case permission of the court shall be first obtained by any party or person."

Line 8, after the word "thereof," insert the words "which execution shall be."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Hendricks	Locke, L. R.	Price
Baker	Curtis	Higgins	McCabe	Priddy
Barager	Darragh	Hodges	McDonald	Rice
Becker	Dayton	Howe	Miles	Roche
Beckwith	Dean	Howland	Moore	Roosevelt
Binder	Dibble	Hubbell	Murphy	Scott
Boyce	Dimmick	Hunt	Murray	Seeber
Boynton	Donohue	Husted	Nagle	Shoemaker

Briggs	Earl	Jackson	Nash	Smith, W. E.
Brogan	Erwin	Jobs	Nason	Sweet
Brown, C. W.	Farnum	Johnson, S. W.	Nelson	Taylor
Brown, J. H.	Felter	Jones	Noxon	Tremper
Burns	Forsyth	Joyce	Odell	Van Allen
Butler	Garbutt	Kelly	Oliver	Van Cott
Cady	Geddes	Kittle	O'Neil	Van Duzer
Church	Hall	Kneeland	Osborne	Walrath
Clarke	Harpending	Kruse	Otis	Welch
Clapp	Haskell	Lindsay	Owen	Westfall
Clinton	Hawkins	Littlejohn	Palmer	Wilcox
Coffey	Heath	Locke, S. D.	Pierson	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Hodges	Littlejohn	Pratt
Baker	Darragh	Horton	Locke, L. R.	Price
Barager	Dayton	Howe	McCabe	Priddy
Beckwith	Dean	Howland	Moore	Rice
Binder	Dibble	Hubbell	Mullaney	Roche
Boynton	Dimmick	Hunt	Murphy	Roosevelt
Briggs	Earl	Husted	Murray	Scott
Brogan	Erwin	Jobs	Nagle	Seeber
Brown, C. W.	Felter	Johnson, S. W.	Nash	Shoemaker
Brown, J. H.	Forsyth	Jones	Nelson	Smith, W. E.
Burns	Garbutt	Joyce	Noxon	Sweet
Cady	Geddes	Kelly	Odell	Tremper
Church	Hall	Kittle	Oliver	Van Allen
Clarke	Hasbrouck	Kneeland	O'Neil	Van Cott
Clapp	Haskell	Kruse	Osborne	Van Duzer
Clinton	Hawkins	Lewis	Otis	Veeder
Coffey	Heath	Lindsay	Palmer	Wilcox
Craig	Higgins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 18, 1884.

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 286, entitled "An act to amend chapter 263 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Hall	Lindsay	Palmer
Baker	Curtis	Haskell	Littlejohn	Pierson
Barager	Darragh	Hawkins	Locke, L. R.	Price
Becker	Dayton	Heath	McCabe	Priddy
Beckwith	Dean	Higgins	Moore	Rice
Boynton	Dibble	Horton	Mullaney	Roosevelt
Briggs	Dimmick	Howe	Murphy	Scott
Brogan	Dreiss	Howland	Murray	Seeber
Brown, C. W.	Duffy	Hubbell	Nagle	Shoemaker
Brown, J. H.	Earl	Hunt	Nash	Smith, W. E.
Burns	Erwin	Husted	Nelson	Sweet
Butler	Farnum	Jobes	Noxon	Tremper
Cady	Farrell	Johnson, S. W.	Odell	Van Allen
Church	Felter	Joyce	Oliver	Van Cott
Clarke	Forsyth	Kittle	O'Neil	Van Duzer
Clapp	Garbutt	Kneeland	Otis	Westfall
Clinton	Geddes	Kruse		

On motion of Mr. Felter, and by unanimous consent, said bill was amended as follows :

Strike out in section 2 "§ 2," and change section 3 to section 2.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Clapp	Geddes	Lindsay	Price
Baker	Clinton	Hall	Littlejohn	Priddy
Barnes	Craig	Haskell	Locke, L. R.	Rice
Barager	Curtis	Hawkins	McCabe	Roche
Becker	Darragh	Heath	Mullaney	Roosevelt
Beckwith	Dayton	Higgins	Murphy	Scott
Binder	Dean	Howe	Murray	Seeber
Boynton	Dibble	Howland	Nagle	Shoemaker
Briggs	Dimmick	Hubbell	Nash	Smith, W. E.
Brogan	Donnelly	Hunt	Noxon	Sweet
Brown, C. W.	Donohue	Husted	Odell	Taylor
Brown, J. H.	Duffy	Jackson	Oliver	Tremper
Burns	Earl	Jobes	O'Neil	Van Allen
Butler	Erwin	Johnson, S.W.	Osborne	Van Cott
Cady	Farnum	Jones	Owen	Van Duzer
Cartwright	Felter	Joyce	Palmer	Welch
Church	Forsyth	Kittle	Pierson	Wilcox
Clarke	Garbutt	Kneeland		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Higgins offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns, it adjourn till Monday evening next at eight o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill entitled "An act in relation to the salaries of stenographers of the city court of the city of New York."

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Priddy introduced a bill entitled "An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Priddy, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Osborne introduced a bill entitled "An act to repeal chapter 612 of the Laws of 1866, entitled 'An act to create a board of auditors in the town of La Grange, in the county of Dutchess,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

Mr. Clinton introduced a bill entitled "An act to ratify and confirm the proceedings to incorporate the East Buffalo Central Land Association in the city of Buffalo and county of Erie in the State of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Clinton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Also, a bill entitled "An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' Exchange,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Clinton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. O'Neil introduced a bill entitled "An act respecting intrusion upon the lands of the St. Regis reservation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on Indian affairs.

Mr. McCabe introduced a bill entitled "An act in relation to incorporation of villages," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. McCabe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Taylor introduced a bill entitled "An act to annex to the city of Brooklyn the town of New Lots, and to provide for its government," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Taylor, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Earl introduced a bill entitled "An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of this State in counties containing over 300,000 inhabitants," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Earl, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Also, a bill entitled "An act in relation to Montague street in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Heath introduced a bill entitled "An act to provide for the preservation of certain records in the office of the register of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act to amend the Penal Code," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Coffey introduced a bill entitled "An act in relation to repairing the streets in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Scott introduced a bill entitled "An act to amend chapter 433 of the Laws of 1879, entitled "An act authorizing the board of education of union free school district No. 1, Milton, to issue bonds to be known as 'extended school bonds,' to pay the school district bonds of said district maturing in the years 1880, 1885, 1890 and 1895," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Scott, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Hendricks offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 309, entitled "An act providing for the election and compensation of coroners in the county of Onondaga, and for post-mortem examinations in coroners' cases in said county," for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. J. H. Brown introduced a bill entitled "An act to provide for the sprinkling of streets, and to defray the expense thereof by taxation in the town of Cobleskill, Schoharie county, New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. J. H. Brown, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. L. R. Locke introduced a bill entitled "An act to legalize the official acts and proceedings of William H. H. Davis, a justice of the peace in the town of Bolton, Warren county," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. L. R. Locke, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Husted introduced a bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act requiring the boards of supervisors in

the several counties in this State, except the counties of New York and Kings, to audit each item in an account separately and to mark down such audit legibly opposite such item," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to release the right, title and interest of the people of the State of New York in and to certain real estate situate in the town of Caldwell, Warren county, to J. Stewart Denison of which George A. Cæsar died seized," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to provide for the publication of official notices and the session laws in two newspapers in counties other than New York and Kings, and the compensation therefor," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes, passed February 17, 1848,' and the several amendments thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on general laws.

Mr. Noxon introduced a bill entitled "An act to provide for a public sewer in Spring street in the village of Saratoga Springs," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. Veeder, from the committee on public education, to which was referred the Senate bill entitled "An act in relation to public education in the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Howe, and by unanimous consent, said bill was ordered to a third reading and printed.

• Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act making a grant of certain lands to remedy a mis-description in a grant made by the people of the State of New York to Conrad Poppenhusen, February 20, 1857," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2231), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 695), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (subds. 3 and 4, § 315), reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend section 791 of the Code of Civil Procedure," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 56), reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

On motion of Mr. Nash, said bill was substituted for Assembly bill No. 335 of same title.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the consolidation of manufacturing corporations," reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act for the relief of George L. Loutrel and Michael Dolan," reported by resolution in the words following:

Resolved, That the committee on the judiciary, to which was referred Senate bill Int. No. 231, entitled "An act for the relief of Geo. L. Loutrel and Michael Dolan," be discharged from the further consideration of the same, and that said bill be referred to the committee on affairs of cities.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Pratt, Int. No. 635, entitled "An act authorizing the construction of a bridge over the Erie canal at Pinnacle avenue in the city of Rochester," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Ackroyd, Int. No. 1021, entitled "An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Howe, from the committee on State prisons, to which was referred the Senate bill entitled "An act relating to the employment of children by contract in houses of refuge, reformatories, correctional and other institutions," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act relating to the employment of children by contract in houses of refuge, reformatories and other correctional institutions," which report was agreed to and said bill committed to the committee of the whole.

The Senate returned the concurrent resolutions recalling from the Governor, for amendment, Assembly bill No. 122, entitled "An act to amend chapter 317 of the Laws of 1878, entitled 'An act to amend chapter 75 of the Laws of 1878, entitled An act in relation to the bonded indebtedness of villages, cities, towns and counties;'"

also, Assembly bill No. 309, entitled "An act providing for the election and compensation of coroners' in the county of Onondaga and for post-mortem examinations in coroners' cases in said county;" also, Assembly bill No. 556, entitled "An act to amend chapter 375 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county;" also, Assembly bill No. 417, entitled "An act to amend chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof," with messages that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

The committee on rules submitted the following report:

Resolved, That subdivision 17 of Rule 14 of the Assembly be amended so as to read as follows:

"17. Military affairs."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Hawkins	Lindsay	Priddy
Baker	Craig	Heath	Littlejohn	Rice
Barnes	Curtis	Hendricks	Locke, L. R.	Roche
Barager	Darragh	Higgins	McCabe	Roosevelt
Becker	Dayton	Hooley	Moore	Scott
Beckwith	Dean	Howe	Mullaney	Seeber
Boyce	Dimmick	Howland	Murphy	Shoemaker
Briggs	Donohue	Hubbell	Nagle	Smith, W. E.
Brogan	Duffy	Hunt	Nash	Sweet
Brown, C. W.	Earl	Husted	Nelson	Taylor
Brown, J. H.	Erwin	Jobes	Noxon	Tremper
Burns	Farnum	Johnson, S. W.	Odell	Van Allen
Butler	Felter	Jones	Oliver	Van Cott
Cady	Forsyth	Kelly	O'Neil	Van Duzer
Cartwright	Garbutt	Kittle	Osborne	Veeder
Church	Haggerty	Kneeland	Palmer	Welch
Clarke	Hall	Kruse	Pierson	Westfall
Clapp	Hasbrouck	Lewis	Price	Wilcox
Clinton	Haskell			

On motion of Mr. Burns, at 12 o'clock and 50 minutes, the House adjourned.

MONDAY, APRIL 21, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of Friday, April 18, was read and approved.

Mr. Earl moved that a special committee of one be appointed to ascertain why Assembly bill No. 731, entitled "An act to annex to the city of Brooklyn the town of New Lots, and to provide for its government," was not printed in its regular order.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee of one Mr. Earl.

The Senate sent for concurrence a resolution in the words following:

Whereas, a memorial addressed to Congress by the leading representatives of the commercial interests of the port of New York represents that the condition of the principal entrance to the said port, as indicated by the frequent striking of vessels of large draft on Sandy Hook bar, for many months past and lately demonstrated by careful soundings, has become a matter of anxious concern involving the welfare of the city of New York, and the existence of vast interests centering there. That the soundings lately made show that the natural action by which the channel had been deepened to a maximum of twenty-five feet at low water has been reversed and a shoaling has now set in, by which the depth has been seriously decreased. That while this process of filling the channel has been going on, the commercial necessity of the time has compelled the building of vessels larger and of greater draft to meet the demand for cheaper and quicker transportation, and that if the port of New York cannot receive such vessels its commercial supremacy is seriously impaired; and

Whereas, The entire State is directly and deeply interested in the commercial prosperity of the city of New York; and

Whereas, The people of the State who have practically made a free gift of the Erie canal to the nation at large, and yet continues to maintain it at their own cost, may claim a peculiar right to ask that the natural outlet to that canal be kept in the best condition possible; therefore be it

Resolved (if the Assembly concur), That the Senators and Representatives of this State in Congress are urgently requested to support the petition of the said memorialists and aid them to obtain such suitable, prompt and ample provision for the deepening and improvement of the approaches to the port of New York as the case requires.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Van Cott gave notice that, at some future day, he would move to suspend Rule 28 for the purpose of making Assembly bill No. 248, entitled "An act to amend the Penal Code," a special order for a day certain by a majority vote.

The Senate returned the following entitled bills:

"An act to encourage the erection of street lamps along public highways other than in cities and incorporated villages, and provide for the application of highway labor thereto."

"An act to authorize the agent and warden of Clinton prison to repair certain State roads and highways."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' and the acts amendatory thereof and supplementary thereto."

"An act establishing the lines of Mott avenue and Trinity avenue, on Delmonico place, in the Twenty-third ward of the city of New York."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act in relation to the management of the State Asylum for Insane Criminals at Auburn, and the care and custody of the inmates thereof," with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate Messrs. Esty, Titus and Comstock.

The Senate sent for concurrence the bill entitled as follows:

"An act to amend chapter 471 of the Laws of 1853, entitled 'An act to amend an act entitled An act to provide for the incorporation and regulation of telegraph companies,' passed April 11, 1848," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Senate bill entitled "An act relating to the employment of children by contract in houses of refuge, reformatories, correctional and other institutions," having been announced for a third reading,

Mr. Hooley moved to amend by striking out, in section 1, lines 2 and 3, the words "or other correctional institutions."

Mr. House moved to strike out all of section 1, after the word "institutions," in line 5.

On motion of Mr. Husted, said bill was laid upon the table.

The bill entitled "An act to amend chapter 386 of the Laws of 1871, entitled 'An act to incorporate the Hemlock Lake Union Agricultural Society,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hawkins	Mullaney	Rosenthal
Allen	Clinton	Hodges	Murray	Scott
Baker	Darragh	Horton	Nagle	Seeber
Barnes	Dimmick	House	Nash	Shoemaker
Barager	Donnelly	Howland	Nason	Sweet
Beckwith	Donohue	Hubbell	Odell	Tremper
Binder	Duffy	Husted	Olin	Van Allen
Boyce	Erwin	Jackson	Osborne	Van Cott
Brogan	Farnum	Johnson, G. R.	Otis	Van Duzer
Brown, C. W.	Farrell	Johnson, S. W.	Palmer	Veeder
Brown, J. H.	Felter	Joyce	Price	Walrath
Burns	Forsyth	Kneeland	Priddy	Westfall
Butler	Haggerty	Lindsay	Rice	Whiteman
Cady	Harpending	Maher	Roche	Wilcox
Church	Haskell	McCabe	Roosevelt	Zimmerman
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate the deposit of funds received by charitable and benevolent institutions supported in whole or in part by public moneys," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Nagle	Roosevelt
Allen	Donnelly	Hubbell	Nash	Rosenthal
Baker	Donohue	Hunt	Nason	Scott
Barnes	Duffy	Husted	Odell	Seeber
Becker	Erwin	Jackson	Olin	Shoemaker
Binder	Farnum	Johnson, G. R.	Oliver	Sweet
Boyce	Felter	Johnson, S. W.	O'Neil	Tremper
Brown, C. W.	Garbutt	Joyce	Osborne	Van Allen
Brown, J. H.	Geddes	Kneeland	Otis	Van Cott
Burns	Haggerty	Lindsay	Owen	Van Duzer
Butler	Harpending	Locke, S. D.	Palmer	Veeder
Cady	Haskell	Maher	Pierson	Walrath
Church	Hawkins	McCabe	Price	Westfall
Clarke	Hodges	Murphy	Priddy	Whiteman
Clapp	Horton	Murray	Rice	Zimmerman
Darragh	House			

For the negative,

Dayton

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the official acts and proceedings of Seth Palmiter, an overseer of the poor of the town of Naples, Ontario county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
 { NOES 60 }

Those who voted in the affirmative, were

Ackroyd	Dean	Haskell	McCabe	Priddy
Allen	Dibble	Hawkins	Moore	Rice
Baker	Donnelly	Hodges	Murphy	Roosevelt
Barnes	Donohue	Horton	Murray	Scott
Barager	Duffy	Howland	Nagle	Seeber
Beckwith	Earl	Hubbell	Nash	Sweet
Binder	Ely	Hunt	Nason	Tremper
Boyce	Erwin	Husted	Odell	Van Allen
Brown, C. W.	Farnum	Jackson	Olin	Van Cott
Brown, J. H.	Felter	Johnson, G. R.	Oliver	Van Duzer
Butler	Forsyth	Johnson, S. W.	Osborne	Veeder
Cady	Garbutt	Joyce	Otis	Walrath
Clarke	Geddes	Kneeland	Owen	Westfall
Clinton	Haggerty	Lindsay	Palmer	Whiteman
Curtis	Harpending	Locke, S. D.	Pierson	Zimmerman
Darragh	Hasbrouck	Maher	Price	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 426 of the Laws of 1866, entitled 'An act to permit the town of Lowville to subscribe for stock in a railroad company, and to raise money to pay such subscription,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Miles	Rice
Allen	Darragh	Hawkins	Mullaney	Scott
Baker	Dayton	Hodges	Murphy	Seeber
Barnes	Dibble	Howe	Murray	Shoemaker
Binder	Donnelly	Howland	Nash	Sweet
Boyce	Donohue	Hubbell	Nason	Taylor
Brown, C. W.	Duffy	Jackson	Olin	Van Allen
Brown, J. H.	Ely	Johnson, G. R.	Oliver	Van Cott
Burns	Erwin	Joyce	O'Neil	Van Duzer
Butler	Farnum	Kneeland	Osborne	Walrath
Cady	Felter	Lindsay	Otis	Welch
Cartwright	Forsyth	Locke, S. D.	Owen	Westfall
Church	Garbutt	Maher	Palmer	Whiteman
Clarke	Haggerty	McCabe	Priddy	Zimmerman
Clinton	Harpending			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to enable steam railroad companies having a terminus at the harbor of New York incorporated under the laws of the State of New York to own boats and operate ferries," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hon. Anson G. McCook, Secretary United States Senate, and Hon. F. Eidman, a former Senator.

On motion of Mr. Scott, and by unanimous consent, the Senate bill entitled "An act making an appropriation for the construction of additional buildings at the Soldiers and Sailors' Home at Bath," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Mullaney	Rice
Allen	Dimmick	Hooley	Murphy	Roche
Baker	Donnelly	Horton	Nagle	Roosevelt
Barnes	Donohue	Howland	Nash	Rosenthal
Binder	Duffy	Hubbell	Nason	Scott
Boyce	Ely	Husted	Olin	Seeber
Briggs	Erwin	Jackson	Oliver	Shoemaker
Brown, C. W.	Farnum	Johnson, G. R.	O'Neil	Sweet
Brown, J. H.	Farrell	Johnson, S. W.	Osborne	Taylor
Burns	Felter	Joyce	Otis	Van Allen

Butler	Forsyth }	Kneeland	Owen	Van Cott
Cartwright	Garbutt }	Lindsay	Palmer	Walrath }
Church	Haggerty	Locke, S. D.	Pierson	Westfall }
Clarke	Hasbrouck	Maher	Pratt	Whiteman
Clapp	Haskell	Miles	Price	Wilcox
Curtis	Hawkins	Moore	Priddy	Zimmerman
Dayton	Hendricks			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act in relation to public education in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hawkins	Locke, S. D.	Priddy
Allen	Dayton	Heath	Maher	Rice
Baker	Dean	Hodges	Moore	Roche
Barnes	Dibble	Horton	Murphy	Roosevelt
Barager	Dimmick	House	Murray	Scott
Becker	Donnelly	Howe	Nash	Seeber
Binder	Duffy	Howland	Nason	Shoemaker
Briggs	Ely	Hubbell	Olin	Sweet
Brown, C. W.	Erwin	Hunt	Oliver	Taylor
Brown, J. H.	Farnum	Husted	Osborne	Van Allen
Burns	Forsyth	Jackson	Otis	Van Cott
Butler	Garbutt	Johnson, G. R.	Owen	Van Duzer
Cady	Geddes	Johnson, S. W.	Palmer	Veeder
Cartwright	Haggerty	Joyce	Pierson	Walrath
Church	Harpending	Kneeland	Pratt	Whiteman
Clinton	Haskell	Lindsay	Price	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 8, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, I herewith return, for amendment, Assembly bill No. 346, entitled "An act to revise the charter of the city of Yonkers."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howe	Murray	Scott
Allen	Dimmick	Howland	Nagle	Seeber
Baker	Donnelly	Hubbell	Nash	Shoemaker
Barnes	Duffy	Hunt	Odell	Sweet
Barager	Earl	Husted	Olin	Taylor
Beckwith	Ely	Jackson	Oliver	Tremper
Binder	Erwin	Johnson, G. R.	O'Neil	Van Allen
Brown, C. W.	Farnum	Johnson, S. W.	Osborne	Van Cott
Brown, J. H.	Forsyth	Joyce	Otis	Van Duzer
Burns	Garbutt	Kneeland	Owen	Veeder
Butler	Haggerty	Lindsay	Price	Walrath
Cartwright	Harpending	Locke, S. D.	Priddy	Westfall
Curtis	Haskell	Maher	Roche	Whiteman
Darragh	Hawkins	Moore	Roosevelt	Wilcox
Dayton	Hendricks	Murphy	Rosenthal	Zimmerman
Dean	House			

On motion of Mr. Otis, and by unanimous consent, said bill was amended as follows:

In lines 9 and 10, of section 1, strike out after the word "wells," the words "or for any other improvement in said city of Yonkers."

Also, in line 15, section 1, insert between the words "error" and "irregularity" the word "or," so that it shall read "error or irregularity," and after the said word "irregularity," in line 16, strike out the words "or illegality."

Also, in line 55, of section 1, after the word "discharged," insert the words "to the extent of such payment."

Also, strike out all the remainder of the section after the word "re-assessment," in line 56, and insert in lieu thereof the words "when-ever the assessment districts shall not be similar or the premises previously assessed shall not be included within the assessment district, all moneys paid upon the premises which shall not be included in such re-assessment shall be repaid to the person or persons who shall have made such payment, and said premises shall be discharged from the lien of such prior assessment; payment of the final assessment shall operate as a discharge of all assessment liens against the same premises created or charged in the same proceeding."

§ 2. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Cartwright	Geddes	Maher	Roche
Allen	Church	Haggerty	Miles	Roosevelt
Baker	Clarke	Harpending	Moore	Seeber
Barnes	Clapp	Hawkins	Murray	Shoemaker
Barager	Clinton	Hodges	Nash	Sweet
Becker	Curtis	Horton	Nason	Taylor
Beckwith	Darragh	Howland	Odell	Tremper

Binder	Dean	Hubbell	Oliver	Van Allen
Boyce	Donnelly	Husted	O'Neil	Van Cott
Briggs	Duffy	Jackson	Osborne	Van Duzer
Brogan	Ely	Johnson, G. R.	Otis	Veeder
Brown, C. W.	Erwin	Johnson, S. W.	Owen	Walrath
Brown, J. H.	Farnum	Joyce	Palmer	Westfall
Burns	Felter	Kneeland	Pierson	Whiteman
Butler	Forsyth	Lindsay	Priddy	Zimmerman
Cady	Garbutt	Locke, S. D.	Rice	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill entitled "An act to amend chapter 65, Laws of 1871, entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hawkins	Miles	Priddy
Allen	Dayton	Hodges	Moore	Rice
Baker	Dean	House	Mullaney	Roche
Barager	Dibble	Howe	Murphy	Roosevelt
Becker	Dimmick	Howland	Nash	Seeber
Boyce	Donohue	Hubbell	Nason	Shoemaker
Briggs	Duffy	Hunt	Odell	Sweet
Brogan	Earl	Husted	Olin	Van Allen
Brown, C. W.	Erwin	Jackson	Oliver	Van Cott
Brown, J. H.	Farnum	Johnson, G. R.	Osborne	Van Duzer
Burns	Felter	Johnson, S. W.	Otis	Veeder
Butler	Forsyth	Joyce	Owen	Walrath
Cady	Garbutt	Kneeland	Palmer	Westfall
Cartwright	Haggerty	Lindsay	Pierson	Whiteman
Church	Harpending	Locke, S. D.	Price	Zimmerman
Clarke	Haskell	Maher		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. House, the Senate bill entitled "An act to regulate the grade and to fix the pay or compensation of uniformed members of the fire department who are firemen, in all cities of this State having, according to the last census, a population exceeding 800,000," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haggerty	Locke, S. D.	Pratt
Allen	Clinton	Harpending	Maher	Priddy
Baker	Curtis	Haskell	Miles	Rice

Barnes	Darragh	Hawkins	Moore	Roche
Barager	Dayton	Hodges	Mullaney	Roosevelt
Becker	Dean	Hooley	Murphy	Rosenthal
Beckwith	Dibble	Horton	Nash	Scott
Binder	Donnelly	House	Nason	Seeber
Boyce	Donohue	Howe	Nelson	Shoemaker
Briggs	Duffy	Howland	Odell	Sweet
Brogan	Earl	Hubbell	Oliver	Van Allen
Brown, C. W.	Ely	Husted	O'Neil	Van Cott
Brown, J. H.	Erwin	Jackson	Osborne	Van Duzer
Burns	Farrell	Johnson, G. R.	Otis	Veeder
Butler	Felter	Johnson, S. W.	Owen	Westfall
Cady	Forsyth	Joyce	Palmer	Whiteman
Cartwright	Garbutt	Lindsay	Pierson	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. O'Neil offered, for the consideration of the House, a resolution in the words following:

Resolved, That when this House adjourns to-morrow it be to meet again on Thursday next at 8 o'clock, P. M.

Mr. Husted moved to amend by striking out the words "eight o'clock, P. M.," and inserting in lieu thereof the words "ten o'clock, A. M."

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

{ AYES 54 }
{ NOES 35 }

Those who voted in the affirmative, were

Baker	Darragh	Hendricks	Nash	Seeber
Barager	Dayton	Hodges	Nason	Shoemaker
Becker	Dean	Horton	Olin	Sweet
Beckwith	Dibble	House	O'Neil	Taylor
Binder	Erwin	Howe	Owen	Van Allen
Boyce	Farnum	Howland	Palmer	Van Duzer
Briggs	Forsyth	Hubbell	Pierson	Veeder
Cartwright	Garbutt	Hunt	Price	Walrath
Clapp	Haskell	Husted	Priddy	Westfall
Clinton	Hawkins	Joyce	Roosevelt	Zimmerman
Curtis	Heath	Locke, S. D.	Scott	

Those who voted in the negative, were

Ackroyd	Cady	Farrell	Maher	Oliver
Allen	Clarke	Felter	Miles	Osborne
Brogan	Donnelly	Haggerty	Moore	Rice
Brown, C. W.	Donohue	Harpending	Mullaney	Roche
Brown, J. H.	Duffy	Jackson	Murray	Rosenthal
Burns	Earl	Johnson, G. R.	Nagle	Van Cott
Butler	Ely	Johnson, S. W.	Odell	Whiteman

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

{ AYES 51 }
 { NOES 45 }

Those who voted in the affirmative, were

Baker	Dean	Horton	Olin	Seeber
Barager	Dibble	House	O'Neil	Shoemaker
Becker	Erwin	Howe	Otis	Sweet
Beckwith	Farnum	Howland	Owen	Taylor
Binder	Forsyth	Hubbell	Palmer	Tremper
Boyce	Garbutt	Hunt	Pierson	Van Allen
Briggs	Haskell	Husted	Pratt	Van Duzer
Cartwright	Hawkins	Joyce	Price	Veeder
Clapp	Heath	Locke, S. D.	Priddy	Westfall
Curtis	Hendricks	Nason	Roosevelt	Zimmerman
Dayton				

Those who voted in the negative, were

Ackroyd	Darragh	Harpending	Miles	Oliver
Allen	Donnelly	Hasbrouck	Moore	Osborne
Brogan	Donohue	Hodges	Mullaney	Rice
Brown, C. W.	Duffy	Hooley	Murphy	Roche
Brown, J. H.	Earl	Jackson	Murray	Rosenthal
Burns	Ely	Johnson, G. R.	Nagle	Scott
Butler	Farrell	Johnson, S. W.	Nash	Van Cott
Cady	Felter	Lindsay	Nelson	Walrath
Clarke	Haggerty	Maher	Odell	Whiteman

On motion of Mr. Husted, at ten o'clock and fifteen minutes, the House adjourned.

TUESDAY, APRIL 22, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. John McHolmes.

The journal of yesterday was read and approved.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
 ALBANY, April 21, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill, Int. No. 556, entitled "An act to amend chapter 355 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Kent	Roosevelt
Allen	Curtis	Hasbrouck	Kittle	Rosenthal
Bailey	Darragh	Haskell	Kneeland	Scott
Barnes	Dean	Hawkins	Lindsay	Seeber
Beckwith	Dibble	Heath	Littlejohn	Shoemaker
Binder	Dimmick	Hodges	Locke, S. D.	Smith, W. E.
Boyce	Donohue	Hooley	Maher	Sweet
Boynton	Earl	Horton	Moore	Tremper
Briggs	Erwin	Howe	Mullaney	Van Allen
Brogan	Farnum	Howland	Nagle	Van Cott
Brown, C. W.	Farrell	Hubbell	Nash	Veeder
Butler	Felter	Hunt	Nelson	Welch
Cady	Forsyth	Husted	Odell	Westfall
Cartwright	Garbutt	Jackson	Olin	Whiteman
Childs	Geddes	Johnson, G. R.	Osborne	Wilcox
Clapp	Haggerty	Johnson, S. W.	Pratt	Zimmerman
Clinton	Hall	Joyce		

On motion of Mr. Tremper, and by unanimous consent, said bill was amended by inserting before section 1 of the bill the following:

“SECTION 1. Section 1 of chapter 355 of the Laws of 1879 is hereby amended so as to read as follows.”

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Heath	Miles	Roosevelt
Allen	Dimmick	Hodges	Moore	Scott
Bailey	Donohue	Horton	Murphy	Seeber
Barnes	Duffy	Howe	Murray	Shoemaker
Beckwith	Earl	Howland	Nagle	Smith, W. E.
Binder	Erwin	Hubbell	Nash	Sweet
Boyce	Farnum	Hunt	Nelson	Taylor
Boynton	Farrell	Husted	Noxon	Tremper
Briggs	Felter	Johnson, S. W.	Odell	Van Allen
Brogan	Forsyth	Jones	Olin	Van Cott
Brown, C. W.	Garbutt	Joyce	O'Neil	Van Duzer
Butler	Geddes	Kent	Osborne	Veeder
Cady	Haggerty	Kneeland	Owen	Welch
Cartwright	Hall	Lindsay	Palmer	Westfall
Childs	Harpending	Littlejohn	Price	Whiteman
Clinton	Hasbrouck	Locke, S. D.	Priddy	Wilcox
Curtis	Haskell	Maher	Rice	Zimmerman
Dean	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, *April 21, 1884.* }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 122, entitled "An act to amend chapter 317 of the Laws of 1878, entitled 'An act to amend chapter 75 of the Laws of 1878, entitled An act in relation to the bonded indebtedness of villages, cities, towns and counties.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Littlejohn	Roosevelt
Allen	Curtis	Hawkins	Locke, S. D.	Scott
Bailey	Dean	Heath	Maher	Seeber
Baker	Dibble	Hodges	Miles	Shoemaker
Barnes	Donnelly	House	Murphy	Smith, W. E.
Beckwith	Donohue	Howe	Nash	Sweet
Boyce	Duffy	Howland	Nelson	Taylor
Boynton	Earl	Hubbell	Noxon	Tremper
Briggs	Ely	Hunt	Olin	Van Allen
Brogan	Erwin	Husted	O'Neil	Van Cott
Brown, C. W.	Farnum	Johnson, S. W.	Osborne	Van Duzer
Burns	Farrell	Jones	Otis	Veeder
Butler	Felter	Joyce	Owen	Welch
Cady	Garbutt	Kent	Palmer	Westfall
Childs	Haggerty	Kittle	Pierson	Whiteman
Clapp	Hall	Kneeland	Price	Wilcox
Clinton	Harpending	Lindsay	Rice	Zimmerman
Coffey	Hasbrouck			

On motion of Mr. Tremper, and by unanimous consent, said bill was amended as follows:

Amend the title so as to read "An act to amend chapter 75 of the Laws of 1878, entitled 'An act in relation to the bonded indebtedness of villages, cities, towns and counties, as amended by chapter 317 of the Laws of 1878.'"

Strike out in line 1 of section 1 the words "three hundred and seventeen," and insert the words "seventy-five."

Strike out in the same section all after the word "entitled," in line 2 down to the word "an," in line 4.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hasbrouck	Lindsay	Roosevelt
Allen	Curtis	Haskell	Littlejohn	Scott
Bailey	Darragh	Hawkins	Maher	Seeber
Baker	Dean	Heath	Murray	Smith, W. E.
Barnes	Dibble	Horton	Nash	Sweet
Beckwith	Dimmick	House	Nelson	Taylor
Boyce	Duffy	Howland	Noxon	Tremper
Boynton	Earl	Hubbell	Odell	Van Allen
Briggs	Erwin	Husted	Olin	Van Cott
Brogan	Farnum	Johnson, G. R.	Osborne	Van Duzer
Brown, C. W.	Farrell	Johnson, S. W.	Owen	Veeder
Butler	Felter	Jones	Palmer	Welch
Cady	Forsyth	Joyce	Pierson	Westfall
Cartwright	Garbutt	Kent	Pratt	Whiteman
Childs	Haggerty	Kittle	Price	Wilcox
Clapp	Harpending	Kneeland	Rice	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 21, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 309, entitled "An act providing for the election and compensation of coroners in the county of Onondaga, and for post-mortem examinations in coroners' cases in said county."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Harpending	Kittle	Roche
Allen	Coffey	Hasbrouck	Kneeland	Roosevelt
Bailey	Craig	Haskell	Littlejohn	Scott
Baker	Curtis	Hawkins	Maher	Seeber
Barnes	Darragh	Heath	Murray	Shoemaker
Beckwith	Dibble	Hendricks	Nash	Sweet
Binder	Dimmick	Horton	Nelson	Taylor
Boyce	Duffy	House	Noxon	Tremper
Boynton	Earl	Howe	Olin	Van Allen
Briggs	Ely	Howland	Osborne	Van Cott
Brogan	Erwin	Hubbell	Otis	Van Duzer
Brown, C. W.	Farnum	Husted	Owen	Veeder
Butler	Farrell	Johnson, G. R.	Palmer	Welch
Cady	Felter	Johnson, S. W.	Pierson	Westfall
Cartwright	Garbutt	Jones	Pratt	Whiteman
Childs	Haggerty	Joyce	Price	Wilcox
Church	Hall	Kent	Rice	Zimmerman
Clapp				

On motion of Mr. Hendricks, and by unanimous consent, said bill was amended as follows:

Section 1, line 1, after the word "Onondaga," insert "only."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hawkins	Moore	Scott
Allen	Clinton	Heath	Murray	Seeber
Bailey	Craig	Horton	Nash	Shoemaker
Baker	Curtis	House	Nelson	Smith, W. E.
Barnes	Dean	Howe	Noxon	Sweet
Beckwith	Dibble	Howland	Odell	Taylor
Binder	Dimmick	Hubbell	Olin	Tremper
Boyce	Ely	Husted	O'Neil	Van Allen
Boynton	Erwin	Johnson, G. R.	Osborne	Van Cott
Briggs	Farnum	Johnson, S. W.	Owen	Van Duzer
Brogan	Farrell	Jones	Palmer	Veeder
Brown, C. W.	Felter	Kent	Pierson	Welch
Burns	Garbutt	Kittle	Pratt	Westfall
Butler	Haggerty	Kneeland	Price	Whiteman
Cady	Hall	Littlejohn	Rice	Wilcox
Cartwright	Harpending	Maier	Roosevelt	Zimmerman
Church	Hasbrouck	Miles		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Maher offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 564, entitled "An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,'" and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The privileges of the floor were extended to John B. Meyenborg.

Mr. Van Allen introduced a bill entitled "An act to repeal section 405 of the Penal Code," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee of the whole be discharged from the further consideration of Assembly bill No. 651, entitled "An act to provide for the transfer of securities and property of bankrupt corporations to the receivers of such corporations," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Howland, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 699, entitled "An act to regulate the raising of taxes for extraordinary expenditures in the corporation of the village of Union Springs, in the county of Cayuga," and the same was ordered to a third reading.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned Assembly bill No. 417, entitled "An act to amend chapter 519 of the Laws of 1870, entitled 'An act to revise the charter of the city of Buffalo,' and the acts amendatory thereof."

On motion of Mr. Clinton, said bill was ordered returned to the Governor.

Mr. Oliver introduced a bill entitled "An act to amend the charter of the Foundling Asylum of the Sisters of Charity in the city of New York by changing its corporate name," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Oliver, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Maher	Rice
Allen	Dimmick	Hendricks	Miles	Roche
Bailey	Donnelly	Horton	Moore	Roosevelt
Baker	Donohue	House	Murphy	Rosenthal
Barnes	Duffy	Howe	Murray	Scott
Beckwith	Earl	Howland	Nash	Seeber
Binder	Ely	Hubbell	Nelson	Shoemaker
Boyce	Farnum	Husted	Noxon	Sweet
Brogan	Farrell	Johnson, S. W.	Olin	Van Allen
Burns	Felter	Jones	Oliver	Van Cott
Butler	Forsyth	Joyce	O'Neil	Van Duzer
Cady	Geddes	Kent	Osborne	Veeder
Cartwright	Haggerty	Kittle	Owen	Westfall
Clarke	Hall	Kneeland	Pierson	Whiteman
Clapp	Harpending	Littlejohn	Price	Wilcox
Coffey	Hasbrouck	Locke, S. D.	Priddy	Zimmerman
Darragh	Haskell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker called up the "Concurrent resolution proposing to run a line of continuous levels from Cayuga lake to Cross lake, and establish bench-marks along the line of said levels," in the following words:

Whereas, Several embankments have been made across the outlet of Cayuga lake and the channel of Seneca river by the State railroad companies, and public and incorporated bridge companies; and

Whereas, There are no established levels or marks to determine the effect from year to year of these works upon the relative water level of Cayuga lake and its outlet,

Resolved (if the Assembly concur), That the State Engineer be and he is hereby directed to run a line of continuous levels from Cayuga lake to Cross lake, establishing bench-marks along the line of said levels as follows:

Bench-mark No. 1 to be established on the lower mitre-sill of the lock at the entrance of the Cayuga branch of the Cayuga and Seneca canals, which will show the level of Cayuga lake.

Bench-mark No. 2 shall be established on the lower mitre-sill of what is known as mud lock, at junction of the Seneca branch with the Cayuga branch of said canals.

Bench-mark No. 3 shall be established on the central pier of the Erie canal aqueduct, at the crossing of the Seneca river.

Bench-mark No. 4 shall be established at the center pier of the crossing of the New York, West Shore and Buffalo railroad.

Bench-mark No. 5 shall be established on the central pier of the New York Central and Hudson River railroad crossing.

Bench-mark No. 6 shall be established at cut through Mosquito point bar.

Bench-mark No. 7 shall be established at the water level of Cross lake, at a suitable place in the discretion of the engineer in charge.

All of the above bench-marks shall be established and marked on the map of the outlet of Cayuga lake, and in the channel of Seneca river, so that they may be easily found and noted by an expert in engineering. Said map is now on file in the office of the State Engineer. It shall be the duty of the State Engineer three times in each year, namely, during the first ten days of each March, August and December, to detail an engineer to examine and report to his office the relative condition of the water level as compared with the above established bench-marks. Also to report upon the actual depth of water at the points where these bench-marks are established. Also to take the actual water level at the point on each side of the Erie canal embankment, where the old channel of the Canandaigua or Clyde river is crossed by said embankment. The results of the above levels and measurements shall be published annually in the report of the State Engineer to the Legislature; and in the event that the department of the State Engineer shall be abolished, or absorbed by any other department, the duties above detailed shall be performed by the department succeeding to that of the State Engineer.

On motion of Mr. Littlejohn said resolution was laid upon the table.

The bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hooley	Mullaney	Roosevelt
Bailey	Darragh	Horton	Murphy	Rosenthal
Baker	Dibble	House	Murray	Scott
Barnes	Dimmick	Howe	Nash	Seeber

Beckwith	Donohue	Howland	Nelson	Shoemaker
Binder	Earl	Hubbell	Noxon	Smith, W. E.
Boyce	Ely	Hunt	Odell	Sweet
Boynton	Erwin	Husted	Olin	Taylor
Brogan	Farnum	Jobes	O'Neil	Tremper
Brown, C. W.	Farrell	Johnson, G. R.	Osborne	Van Allen
Burns	Haggerty	Johnson, S. W.	Owen	Van Cott
Butler	Hall	Jones	Palmer	Van Duzer
Cady	Harpending	Joyce	Pierson	Veeder
Cartwright	Haskell	Kent	Pratt	Westfall
Clarke	Hawkins	Kittle	Price	Whiteman
Clapp	Heath	Kneeland	Priddy	Wilcox
Clinton	Hendricks	Locke, S. D.	Rice	Zimmerman
Craig	Hodges	Moore		

For the negative,

Felter

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 73 of title 1, article 4, chapter 16, part 1 of the Revised Statutes, entitled 'Of the laying out of public and private roads, and of the alteration or discontinuance thereof,'" having been announced for a third reading,

Mr. Curtis moved to amend said bill by adding at the end of section 1, the words "provided that the first and second Assembly districts in St. Lawrence county are hereby excepted from the provisions of this act."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Beckwith moved to strike out after the word "proper," in line 10, section 1, all down to the end of said section.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 13 }

Those who voted in the affirmative, were

Allen	Dibble	Heath	Kittle	Price
Bailey	Donnelly	Hodges	Kneeland	Roche
Baker	Donohue	Horton	Kruse	Rosenthal
Becker	Duffy	House	Lindsay	Shoemaker
Boynton	Earl	Howe	Littlejohn	Smith, C.
Burns	Erwin	Howland	Locke, S. D.	Taylor
Butler	Farnum	Hunt	Mullaney	Tremper
Cartwright	Farrell	Husted	Murphy	Van Allen
Clarke	Felter	Jackson	Nagle	Van Cott
Coffey	Forsyth	Jobes	Nash	Van Duzer
Craig	Haggerty	Johnson, G. R.	Oliver	Welch
Darragh	Hall	Johnson, S. W.	O'Neil	Wilcox
Dayton	Harpending	Jones	Pierson	Zimmerman
Dean	Haskell	Joyce	Pratt	

Those who voted in the negative, were

Beckwith	Curtis	Olin	Roosevelt	Sweet
Brown, C. W.	Hasbrouck	Osborne	Scott	Veeder
Childs	McCabe	Owen		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the construction of a bridge over the Erie canal, at Norton street, in the village of Newark," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Curtis	Haskell	Kent	Pierson
Baker	Dean	Hawkins	Kittle	Price
Becker	Dibble	Heath	Kneeland	Priddy
Beckwith	Donnelly	Hodges	Lindsay	Rice
Boyce	Donohue	House	Locke, S. D.	Roosevelt
Briggs	Duffy	Howe	McCabe	Rosenthal
Brown, C. W.	Earl	Howland	McDonald	Seeber
Brown, J. H.	Erwin	Hubbell	Mullaney	Smith, C.
Burns	Farnum	Hunt	Murphy	Taylor
Butler	Farrell	Husted	Nagle	Tremper
Cady	Felter	Jackson	Nelson	Van Allen
Cartwright	Forsyth	Jobes	Odell	Van Cott
Church	Geddes	Johnson, G. R.	Olin	Veeder
Clarke	Haggerty	Johnson, S. W.	Oliver	Welch
Clapp	Hall	Jones	O'Neil	Whiteman
Coffey	Harpending	Joyce	Osborne	Wilcox
Craig				

Those who voted in the negative, were

Boynton	Kruse	Scott	Zimmerman
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Roosevelt, the committee on affairs of cities was discharged from the further consideration of Senate bill No. 272, entitled "An act to regulate the height of dwelling-houses in the city of New York," and that the same be referred to the committee on the judiciary.

Mr. S. D. Locke offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill, printed No. 384, entitled "An act to tax trafficking in intoxicating liquors, and to apply moneys so raised to the maintenance of a police force, and the support of the poor, and to repeal existing laws in relation to such traffic," be made a special order for Wednesday, April 30, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act in relation to the discharge of certain insane or other persons from the Willard Asylum for the Insane," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Donohue	Hunt	Murphy	Rosenthal
Baker	Duffy	Husted	Nagle	Seeber
Barnes	Farnum	Jackson	Nash	Smith, W. E.
Boyce	Farrell	Jobs	Nelson	Sweet
Boynton	Felter	Johnson, G. R.	Noxon	Tremper
Briggs	Forsyth	Johnson, S. W.	Odell	Van Allen
Brogan	Garbutt	Jones	Olin	Van Cott
Burns	Geddes	Joyce	Oliver	Van Duzer
Cady	Haggerty	Kent	O'Neil	Veeder
Cartwright	Hall	Kittle	Osborne	Welch
Clarke	Harpending	Kneeland	Pierson	Westfall
Clapp	Hawkins	Kruse	Price	Whiteman
Craig	Heath	Littlejohn	Priddy	Wilcox
Curtis	Hodges	Locke, S. D.	Roche	Zimmerman
Darragh	Howland	Locke, L. R.	Roosevelt	Speaker
Dean	Hubbell	Maher		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to authorize and enable the county of Kings, for the care, custody and relief of its poor and insane, to purchase, erect and maintain; outside the limits of said county, a farm and buildings, and to issue bonds to meet the expense thereof," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 5, strike out the word "two," and insert in lieu thereof the word "one."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof. and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Hendricks	Littlejohn	Roche
Baker	Dean	Higgins	Locke, S. D.	Roosevelt
Barnes	Dibble	Hodges	Locke, L. R.	Rosenthal
Becker	Donohue	Howland	Nagle	Scott
Beckwith	Duffy	Hubbell	Nash	Seeber
Boyce	Earl	Hunt	Nelson	Shoemaker
Boynton	Erwin	Husted	Noxon	Smith, W. E.
Brogan	Farnum	Jackson	Odell	Smith, C.
Brown, C. W.	Farrell	Jobs	Olin	Sweet
Burns	Felter	Johnson, G. R.	Oliver	Taylor
Butler	Forsyth	Johnson, S. W.	O'Neil	Tremper

Cady	Garbutt	Jones	Osborne	Van Allen
Cartwright	Haggerty	Joyce	Owen	Van Cott
Church	Hall	Kent	Pierson	Veeder
Clarke	Harpending	Kittle	Price	Welch
Clapp	Haskell	Kneeland	Priddy	Westfall
Craig	Hawkins	Lindsay	Rice	Zimmerman
Curtis				

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Jobes introduced a bill entitled "An act to amend chapter 361 of the Laws of 1883, entitled 'An act to amend chapter 119 of the Laws of 1875, entitled 'An act to amend chapter 146 of the Laws of 1872, entitled An act to authorize corporations to hold and convey real estate for business purposes in other States with the consent thereof, so as to authorize such corporations to hold and convey real estate in other States and countries and to make investments and deposits therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Taylor introduced a bill entitled "An act to amend chapter 567 of the Laws of 1871, entitled 'An act providing for the opening of new roads and avenues, and closing old highways in the town of Flatbush, in Kings county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

On motion of Mr. Harpending, the bill entitled "An act to amend chapter 34, Laws of 1882, entitled 'An act to extend the time for the construction and completion of the Penn Yan and New York railway," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Dibble	Hooley	McCabe	Priddy
Barager	Donohue	Horton	McDonald	Rice
Becker	Duffy	House	Miles	Roosevelt
Beckwith	Earl	Howe	Mullaney	Rosenthal
Binder	Erwin	Howland	Murphy	Scott
Boynton	Farnum	Hubbell	Murray	Seeber
Brogan	Felter	Hunt	Nash	Shoemaker
Burns	Forsyth	Husted	Nelson	Smith, W. E.
Cady	Garbutt	Jackson	Noxon	Smith, C.
Cartwright	Geddes	Jobes	Odell	Sweet
Church	Haggerty	Johnson, G.R.	Olin	Taylor
Clarke	Hall	Johnson, S.W.	Oliver	Tremper
Clapp	Harpending	Jones	O'Neil	Van Allen
Clinton	Hasbrouck	Kent	Osborne	Van Cott
Coffey	Haskell	Kneeland	Otis	Van Duzer
Craig	Hawkins	Kruse	Palmer	Welch
Curtis	Heath	Lindsay	Pierson	Westfall
Darragh	Hendricks	Littlejohn	Pratt	Wilcox
Dayton	Hodges	Locke, S. D.	Price	Zimmerman
Dean				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Comptroller of the State of New York to hear, audit and allow a claim of the estate of William J. Penny, deceased, a late sheriff of Rockland county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Horton	Mullaney	Roosevelt
Bailey	Dean	House	Murphy	Rosenthal
Baker	Dibble	Howe	Nagle	Scott
Barnes	Donohue	Howland	Nash	Seeber
Becker	Duffy	Hubbell	Nason	Shoemaker
Beckwith	Earl	Hunt	Nelson	Smith, W. E.
Binder	Erwin	Husted	Noxon	Sweet
Boynton	Farnum	Jackson	Odell	Taylor
Briggs	Felter	Jobes	Olin	Tremper
Brown, C. W.	Forsyth	Johnson, G.R.	Oliver	Van Allen
Brown, J. H.	Garbutt	Jones	O'Neil	Van Cott
Cady	Geddes	Kent	Osborne	Van Duzer
Cartwright	Hall	Kneeland	Otis	Walrath
Church	Harpending	Kruse	Palmer	Welch
Clarke	Haskell	Lindsay	Pierson	Westfall
Clapp	Hawkins	Littlejohn	Price	Whiteman
Craig	Heath	Locke, S. D.	Priddy	Wilcox
Curtis	Hodges	McCabe	Rice	Zimmerman
Darragh	Hooley	McDonald		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the Agricultural Insurance Company of Watertown, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Moore	Rosenthal
Bailey	Darragh	Howe	Mullaney	Scott
Baker	Dayton	Howland	Murphy	Seeber
Barnes	Dean	Hubbell	Murray	Shoemaker
Becker	Dibble	Hunt	Nagle	Smith, W. E.
Beckwith	Donohue	Husted	Nash	Sweet
Binder	Duffy	Jackson	Nelson	Taylor
Boynton	Earl	Jobes	Noxon	Tremper
Briggs	Erwin	Johnson, G.R.	Odell	Van Allen
Brown	Farnum	Johnson, S.W.	Olin	Van Cott

Brown, C. W.	Felter	Jones	Oliver	Van Duzer
Brown, J. H.	Forsyth	Kent	O'Neil	Veeder
Cady	Geddes	Kneeland	Osborne	Walrath
Cartwright	Hall	Kruse	Pierson	Welch
Church	Harpending	Littlejohn	Price	Westfall
Clarke	Hawkins	Locke, S. D.	Priddy	Whiteman
Clapp	Heath	McCabe	Rice	Wilcox
Clinton	Hodges	McDonald	Roosevelt	Zimmerman
Craig	Hooley			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Horton, and by unanimous consent, the bill entitled "An act to establish a commission of navigation of Chautauqua lake and its outlet, and in relation to navigation on the same, and to repeal an act entitled 'An act in relation to the inspection and running of steamboats on Chautauqua lake,' passed May 24, 1876, and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Littlejohn	Pratt
Bailey	Curtis	Heath	Locke, S. D.	Price
Baker	Darragh	Higgins	McCabe	Priddy
Barnes	Dayton	Hodges	McDonald	Rice
Becker	Dean	Horton	Moore	Roche
Beckwith	Dibble	House	Mullaney	Scott
Binder	Donnelly	Howe	Murray	Seeber
Boyce	Donohue	Howland	Nagle	Shoemaker
Boynton	Duffy	Hubbell	Nash	Smith, W. E.
Briggs	Earl	Hunt	Nelson	Sweet
Brogan	Erwin	Husted	Noxon	Tremper
Brown, C. W.	Farnum	Jackson	Odell	Van Allen
Brown, J. H.	Felter	Jobs	Olin	Van Cott
Burns	Forsyth	Johnson, G. R.	Oliver	Van Duzer
Cady	Garbutt	Johnson, S. W.	O'Neil	Veeder
Cartwright	Geddes	Jones	Osborne	Walrath
Church	Haggerty	Kent	Owen	Welch
Clarke	Hall	Kneeland	Palmer	Westfall
Clapp	Harpending	Kruse	Pierson	Wilcox
Clinton	Hasbrouck	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to renew the charter of the Salisbury and Manheim Plankroad Company in the county of Herkimer, and to continue in office its directors last elected," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hooley	McCabe	Rosenthal
Bailey	Dean	Horton	McDonald	Scott
Baker	Dibble	House	Miles	Seeber
Barnes	Donnelly	Howe	Moore	Shoemaker
Becker	Donohue	Howland	Murray	Smith, W. E.
Beckwith	Earl	Hubbell	Nagle	Smith, C.
Binder	Erwin	Hunt	Nash	Sweet
Briggs	Farnum	Husted	Nelson	Taylor
Brogan	Felter	Jackson	Noxon	Tremper
Brown, C. W.	Forsyth	Jobes	Odell	Van Allen
Brown, J. H.	Garbutt	Johnson, G. R.	Olin	Van Cott
Cady	Geddes	Johnson, S. W.	Oliver	Van Duzer
Cartwright	Haggerty	Jones	O'Neil	Veeder
Church	Hall	Kent	Osborne	Walrath
Clarke	Harpending	Kneeland	Palmer	Welch
Clapp	Hasbrouck	Kruse	Pierson	Westfall
Clinton	Haskell	Lindsay	Price	Whiteman
Craig	Hawkins	Littlejohn	Priddy	Wilcox
Curtis	Heath	Locke, S. D.	Rice	Zimmerman
Darragh	Hodges	Locke, L. R.	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hunt, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to regulate the sale of lands for unpaid taxes in the town of Newtown, Queens county, and to fix the fees and expenses thereof," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Darragh, and by unanimous consent, said bill was ordered to a third reading.

Mr. Kent, from the committee on general laws, to which was referred the Senate bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

The bill entitled "An act directing the commissioners of charities and correction of the city of New York to establish a reception hospital in the upper part of said city," having been announced for a third reading,

Mr. Van Cott moved to amend as follows :

In section 1, lines 2 and 3, strike out the words "if they see fit."

In line 4, strike out the word "reception."

In section 2, after the word "avenue," in line 2, insert the words "and south of the Harlem river."

In section 3, line 3, strike out the word "fifteen," and insert the word "fifty."

In the title strike out the word "reception."

Mr. Van Cott moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Boynton called for a division of the question.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Van Cott to amend section 1, in lines 2 and 3, by striking out the words "if they see fit;" same section, line 4, strike out the word "reception," and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Cott to amend sections 2 and 3, and the title, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 13 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Horton	Mullaney	Rice
Bailey	Donohue	House	Murphy	Roche
Baker	Duffy	Howland	Murray	Rosenthal
Barnes	Erwin	Husted	Nash	Scott
Becker	Farnum	Jackson	Nelson	Shoemaker
Binder	Forsyth	Jobes	Noxon	Smith, W. E.
Brown, C. W.	Garbutt	Johnson, G. R.	Odell	Smith, C.
Butler	Haggerty	Johnson, S. W.	Osborne	Van Allen
Cady	Hall	Kneeland	Owen	Van Cott
Cartwright	Harpending	Littlejohn	Palmer	Walrath
Clarke	Haskell	McDonald	Pratt	Welch
Coffey	Heath	Miles	Price	Whiteman
Craig	Hodges	Moore	Priddy	Wilcox
Dean				

Those who voted in the negative, were

Beckwith	Clinton	Hunt	McCabe	Roosevelt
Brogan	Dayton	Kent	Olin	Sweet
Brown, J. H.	Howe	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Nash, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 486, entitled "An act to amend chapter 331, Laws of 1879, entitled 'An act to facilitate the transaction of public business by authorizing the administration of oaths in matters pertaining to canal business,'" and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hawkins	Lindsay	Priddy
Bailey	Dayton	Heath	Littlejohn	Rice
Baker	Dean	Hodges	Locke, S. D.	Roche
Barnes	Dibble	Hooley	McCabe	Rosenthal

Becker	Dimmick	Horton	McDonald	Seeber
Beckwith	Donnelly	Howe	Moore	Shoemaker
Boynton	Duffy	Howland	Mullaney	Smith, W. E.
Briggs	Erwin	Hubbell	Murphy	Smith, C.
Brogan	Farnum	Hunt	Nash	Sweet
Brown, C. W.	Felter	Jackson	Nelson	Taylor
Brown, J. H.	Forsyth	Jobs	Noxon	Van Allen
Cady	Garbutt	Johnson, G. R.	Odell	Van Cott
Cartwright	Geddes	Johnson, S. W.	O'Neil	Van Duzer
Clarke	Haggerty	Jones	Osborne	Walrath
Clapp	Hall	Kent	Owen	Welch
Clinton	Harpending	Kneeland	Palmer	Whiteman
Craig	Haskell	Kruse	Price	Wilcox
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Heath, from the committee on militia, to which was referred the Senate bill entitled "An act to require the Secretary of State to procure a suitable plate, to print certificates, to be presented to honorably discharged soldiers, sailors and marines who served in the Union army and navy for the State of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, said bill was ordered to a third reading.

On motion of Mr. Heath, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 707, entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code,'" and the same was ordered to a third reading.

On motion of Mr. Jobs, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, printed No. 387, entitled "An act in relation to the payment of the salary of the chief recording clerk in the office of the clerk of the city and county of New York," and the same was ordered to a third reading.

On motion of Mr. Whiteman, and by unanimous consent, the committee on the affairs of villages was discharged from the further consideration of Assembly bill, Int. No. 1020, entitled "An act to change the line of the corporation of the village of Hammondsport in the county of Steuben," and the same was ordered to a third reading.

The Senate returned the bill entitled "An act for the relief of the Canandaigua Water-works Company," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate bill entitled "An act to amend chapter 441 of the Laws of 1880, entitled 'An act to amend chapter 163 of the Laws of 1873, entitled 'An act to organize and establish a police force for the city of Yonkers,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Dibble	Hodges	Littlejohn	Pierson
Baker	Dimmick	Hooley	Locke, S. D.	Price
Barnes	Donnelly	Horton	Maher	Priddy
Becker	Donohue	Howe	McCabe	Rice
Binder	Earl	Howland	McDonald	Roche
Brogan	Erwin	Hubbell	Moore	Seeber
Brown, C. W.	Farnum	Hunt	Mullaney	Shoemaker
Cady	Felter	Husted	Murphy	Smith, W. E.
Cartwright	Forsyth	Jackson	Murray	Sweet
Church	Garbutt	Jobes	Nagle	Tremper
Clarke	Geddes	Johnson, G.R.	Nash	Van Allen
Clapp	Haggerty	Johnson, S.W.	Nelson	Van Cott
Clinton	Hall	Jones	Noxon	Van Duzer
Craig	Harpending	Kent	Odell	Walrath
Darragh	Hasbrouck	Kneeland	Oliver	Welch
Dayton	Haskell	Kruse	Osborne	Whiteman
Dean	Heath	Lindsay	Palmer	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Husted, at 1 o'clock, the House adjourned to meet on Thursday morning next at 10 o'clock.

THURSDAY, APRIL 24, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Henry M. King.

The journal of yesterday was read and approved.

The Senate returned the bill entitled "An act to amend chapter 848 of the Laws of 1866, entitled 'An act to revise the several acts in relation to the village of Nunda, in Livingston county, and the acts amendatory thereof,'" with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill No. 610, entitled "An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mt. Morris,' and to amend, revise and consolidate the subsequent acts amendatory thereof," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the bills entitled as follows:

"An act for the relief of Martha Krenkel, administratrix of the estate of K. Krenkel, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to provide for the completion of the records of New York volunteers of the war of the rebellion on file in the office of the Ad-

jutant-General of the State of New York, and for the safe-keeping thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Heath, said bill was substituted for the Assembly bill on the same subject.

"An act to provide the city of Utica with pure and wholesome water," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ackroyd, said bill was substituted for the Assembly bill on the same subject, now on the order of third reading of bills.

"An act for the better protection of life and property upon the railroads of this State, to promote the safer and better management of steam railroads," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend section 528 of the Code of Criminal Procedure of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 463 of the Laws of 1853, as amended by chapter 485 of the Laws of 1879, entitled 'An act to provide for the incorporation of life and health insurance companies, and casualty insurance companies, and in relation to agencies of such companies,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to provide for the payment of the expenses of certain proceedings for the judicial determination of the term of and title to the office of judge of the Superior Court of the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, said bill was substituted for the Assembly bill on the same subject, now on the order of third reading.

"An act to revise part second of the Revised Statutes, and the subsequent acts relating to property and private rights," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Senate bill No. 103, entitled "An act to amend chapter 332 of the Laws of 1883, entitled 'An act to authorize the construction of sewers in the

village of Cooperstown, in the town of Otsego, in the county of Otsego.”

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the amendments of the Assembly thereto :

“An act to provide for the construction, extension, maintenance and operation of street surface railroads, and branches thereof, in cities, towns and villages.”

Senate, “An act to authorize and direct the county clerks of Dutchess, Cayuga, Tompkins and Chemung counties to record certain notices of pendency of action, now on file in the county clerks’ offices of Dutchess, Cayuga, Tompkins and Chemung counties, and to prepare suitable indices to the records of notices of pendency of action in said offices.”

Senate, “An act to authorize and empower the directors of the Silver Lake Railway Company to sell and convey its roadway and other real and personal estate.”

Ordered, That the Clerk return said bills to the Senate.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 23, 1884. }

To the Assembly :

I herewith return, without approval, Assembly bill No. 362, entitled “An act authorizing the town of Westchester to borrow money to improve therein highways.”

The bill provides that a sum not exceeding \$60,000 may be borrowed by the town of Westchester at any time within five years, to be applied toward the improvement of such highways, as certain commissioners, to be appointed by the supervisor of said town, may direct. It is further provided that the bonds of the town for the money so borrowed shall be issued by the supervisor in such sums as shall be directed by the said commissioners, upon their certificate that the amount for which bonds are required to be issued is due and owing, or that contracts have been made by them for such amount. In case vacancies occur in the commission the same are to be filled by the surviving members thereof.

The scheme thus provided for this large increase of town indebtedness seems to me to ignore the tax payers affected thereby, and to be very objectionable. The supervisor creates the commission which dictates the amount to be borrowed, and the time when bonds shall be issued therefor, and selects the localities where the money thus raised shall be spent.

I do not see that the people, except that it may be claimed that they are represented by the supervisor, have any hand in the matter except to pay the taxes. This town has already a large bonded indebtedness and its tax payers are grievously burdened ; for their actual necessities

no such expenditures for highway purposes as are contemplated by this bill are required; and in large numbers the inhabitants of the town, who would be compelled to bear the increased taxation, remonstrate against this bill becoming a law. These reasons seem to abundantly justify my disapproval of the measure.

GROVER CLEVELAND.

On motion of Mr. S. W. Johnson, said bill and its accompanying message were laid upon the table.

Mr. Howe introduced a bill entitled "An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' being chapter 410 of the Laws of 1882," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

The Senate returned the Senate bill No. 109, entitled "An act to amend the Code of Civil Procedure" (§ 1907), with a message that they do non-concur in the amendments of the Assembly thereto, and have appointed a conference committee on the part of the Senate consisting of Messrs. Campbell, Ellsworth and Comstock, and request that a like committee be appointed on the part of the Assembly.

Mr. Husted moved that a committee of conference be appointed on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Husted, Westfall, Scott, Nelson and W. E. Smith.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The Senate returned the bill entitled "An act to amend section 1 of chapter 508 of the Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments,'" with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 5, strike out the word "county."

Same section, line 6, strike out the words "the county of."

Same section, same line, after the word "Erie," insert the word "Niagara."

Amend the title so as to read as follows:

"An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments."

On motion of Mr. Husted, said bill was laid upon the table.

Mr. Littlejohn introduced a bill entitled "An act authorizing the Comptroller to foreclose and sell certain lands and premises," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hawkins	Littlejohn	Owen
Allen	Craig	Heath	Locke, L. R.	Palmer
Barnes	Curtis	Higgins	Maher	Pierson
Barager	Darragh	Hodges	McDonald	Priddy
Becker	Dibble	Hooley	Miles	Rice
Beckwith	Dimmick	Howland	Moore	Roosevelt
Binder	Donnelly	Hubbell	Mullaney	Shoemaker
Boyce	Donohue	Hunt	Murphy	Sipp
Boynton	Duffy	Husted	Murray	Smith, W. E.
Brown, C. W.	Earl	Jobes	Nagle	Smith, C.
Brown, J. H.	Ely	Johnson, G. R.	Nash	Sweet
Burns	Farnum	Johnson, S. W.	Noxon	Taylor
Childs	Felter	Jones	Odell	Van Allen
Church	Forsyth	Joyce	Olin	Westfall
Clarke	Haggerty	Kent	O'Neil	Whiteman
Clinton	Harpending	Kneeland	Osborne	Wilcox

Those who voted in the negative, were

Dayton Erwin Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print 800 copies of the Report of the Commissioners on the Survey and Final Settlement of the Boundary Line between New York and New Jersey, reported in favor of the adoption of the following resolution :

Resolved (if the Assembly concur), That 800 copies of the Report of the Commissioners on the Survey and Final Settlement of the Boundary Line between the State of New York and the State of New Jersey be printed for the use of the Commissioners.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Higgins	Maher	Priddy
Allen	Clinton	Hooley	McCabe	Roche
Baker	Coffey	Howland	Miles	Seeber
Barnes	Curtis	Hubbell	Moore	Shoemaker
Barager	Darragh	Husted	Murphy	Sipp
Becker	Dimmick	Johnson, G. R.	Murray	Smith, W. E.
Boyce	Donohue	Johnson, S. W.	Nagle	Sweet
Boynton	Erwin	Jones	Noxon	Taylor
Brogan	Farnum	Joyce	Osborne	Van Allen
Brown, C. W.	Forsyth	Kent	Owen	Veeder
Brown, J. H.	Haggerty	Kneeland	Palmer	Westfall
Burns	Hawkins	Littlejohn	Pierson	Whiteman
Cady	Heath	Locke, L. R.	Price	Wilcox
Church				

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print 2,000 copies of the First Annual Report of the State Entomologist, reported in favor of the adoption of the following resolution as amended :

Resolved (if the Senate concur), That there be printed for the use of the members of this Legislature 5,000 copies of the First Annual Report of the State Entomologist upon insects injurious to agriculture.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Cady	Hall	Locke, L. R.	Roosevelt
Allen	Cartwright	Harpending	Maher	Scott
Baker	Church	Hawkins	Moore	Seeber
Barnes	Craig	Higgins	Murray	Shoemaker
Barager	Curtis	Howland	Nagle	Sipp
Becker	Darragh	Hubbell	Nash	Smith, W. E.
Beckwith	Dimmick	Husted	Noxon	Sweet
Boyce	Donohue	Johnson, G. R.	Odell	Taylor
Boynton	Earl	Johnson, S.W.	Osborne	Van Allen
Brogan	Erwin	Jones	Palmer	Veeder
Brown, C. W.	Farnum	Joyce	Pratt	Westfall
Brown, J. H.	Forsyth	Kneeland	Priddy	Whiteman
Burns	Haggerty	Littlejohn	Roche	Wilcox
Butler				

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print 4,000 copies of the Fourth Annual Report of the State Board of Health, reported in favor of the adoption of the following resolution :

Resolved (if the Senate concur), That 4,000 copies of the Fourth Annual Report of the State Board of Health of New York be printed for the use of the board, in heavy paper covers.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Childs	Harpending	Locke, L. R.	Priddy
Allen	Clinton	Hawkins	Maher	Scott
Baker	Curtis	Heath	McCabe	Seeber
Barnes	Dimmick	Hodges	Miles	Shoemaker
Barager	Donohue	Howland	Moore	Sipp
Becker	Duffy	Hubbell	Mullaney	Smith, W. E.
Boyce	Earl	Husted	Murray	Taylor
Boynton	Erwin	Johnson, G. R.	Nagle	Van Allen

Brown, C. W.	Farnum	Johnson, S. W.	Noxon	Veeder
Brown, J. H.	Felter	Jones	Osborne	Westfall
Burns	Forsyth	Joyce	Owen	Whiteman
Butler	Haggerty	Kent	Palmer	Wilcox
Cady	Hall	Kruse	Pierson	Zimmerman
Cartwright				

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 189 of the Laws of 1883, entitled 'An act to authorize the dock department of the city of New York to construct a pier for the use of the police department of said city,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hooley	Mullaney	Priddy
Allen	Curtis	House	Murphy	Roosevelt
Barnes	Dayton	Howland	Murray	Scott
Barager	Dimmick	Hubbell	Nagle	Seeber
Becker	Donnelly	Johnson, G. R.	Nash	Shoemaker
Beckwith	Duffy	Johnson, S. W.	Noxon	Sipp
Boyce	Earl	Jones	Odell	Smith, W. E.
Boynton	Erwin	Joyce	Olin	Smith, C.
Brown, C. W.	Farnum	Kent	O'Neil	Sweet
Burns	Felter	Kneeland	Osborne	Taylor
Butler	Forsyth	Kruse	Owen	Van Allen
Cady	Haggerty	Littlejohn	Palmer	Veeder
Cartwright	Hall	Maher	Pierson	Westfall
Church	Harpending	McCabe	Pratt	Whiteman
Clarke	Hawkins	Moore	Price	Wilcox
Coffey	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the village of Danforth to contract with the Syracuse Water Company for a supply of water for the extinguishment of fires and for other public purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Kruse	Palmer
Barnes	Curtis	Hawkins	Littlejohn	Pierson
Barager	Darragh	Heath	Maher	Price
Becker	Dibble	Hendricks	McCabe	Scott

Beckwith	Dimmick	Higgins	Moore	Seeber
Boyce	Donnelly	Hodges	Murphy	Shoemaker
Boynton	Donohue	Howland	Murray	Sipp
Brogan	Duffy	Hubbell	Nagle	Smith, W. E.
Brown, C. W.	Earl	Hunt	Nash	Sweet
Brown, J. H.	Erwin	Jobs	Noxon	Taylor
Burns	Farnum	Johnson, G. R.	Odell	Tremper
Butler	Farrell	Johnson, S. W.	Olin	Van Allen
Cady	Felter	Jones	Oliver	Van Cott
Cartwright	Geddes	Joyce	Osborne	Veeder
Childs	Haggerty	Kelly	Otis	Westfall
Church	Hall	Kent	Owen	Whiteman
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Board of Claims to hear, audit and determine the claims of the State for balances due on the books of the Comptroller from certain counties," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Littlejohn	Pierson
Baker	Curtis	Hendricks	Locke, L. R.	Price
Barnes	Darragh	Hodges	McCabe	Priddy
Barager	Dibble	Howland	McDonald	Seeber
Beckwith	Dimmick	Hubbell	Miles	Shoemaker
Binder	Donnelly	Hunt	Moore	Sipp
Boyce	Donohue	Husted	Murphy	Sweet
Boynton	Earl	Jobs	Murray	Taylor
Brogan	Ely	Johnson, G. R.	Nagle	Tremper
Brown, C. W.	Felter	Johnson, S. W.	Noxon	Van Allen
Brown, J. H.	Forsyth	Jones	Odell	Van Cott
Burns	Geddes	Joyce	Oliver	Veeder
Butler	Haggerty	Kelly	O'Neil	Welch
Cady	Hall	Kent	Osborne	Westfall
Cartwright	Harpending	Kruse	Owen	Zimmerman
Childs	Hawkins	Lewis	Palmer	

Those who voted in the negative, were

Smith, W. E. Smith, C.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the State Board of Claims to hear and determine certain claims against the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hodges	Maher	Palmer
Baker	Curtis	Howe	McDonald	Price
Barnes	Darragh	Howland	Moore	Priddy
Beckwith	Dimmick	Hubbell	Mullaney	Roche
Binder	Donohue	Husted	Murphy	Seeber
Boyce	Earl	Jobes	Murray	Shoemaker
Boynton	Ely	Johnson, G. R.	Nagle	Sipp
Brown, C. W.	Farnum	Johnson, S. W.	Nash	Smith, W. E.
Brown, J. H.	Farrell	Jones	Nelson	Sweet
Burns	Felter	Joyce	Noxon	Taylor
Cady	Forsyth	Kelly	Odell	Tremper
Cartwright	Haggerty	Kent	Olin	Van Allen
Church	Harpending	Kruse	Oliver	Van Cott
Clarke	Hawkins	Lindsay	Osborne	Veeder
Clinton	Hendricks	Littlejohn	Owen	Welch

Those who voted in the negative, were

Donnelly Westfall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the Cohoes Company, by enabling it to appropriate and use its funds, and therewith acquire lands, rights and easements, and construct and maintain a dam across the Mohawk river, and a reservoir thereby created, above the aqueduct at Crescent, and channels therefrom and wholly or partly upon lands belonging to the people of the State of New York, for the purpose of securing a better supply of water for the uses of said Cohoes Company, and so far as may be necessary for such purposes to extend the operations of said Cohoes Company into the towns of Halfmoon and Clifton Park, Saratoga county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hooley	McCabe	Pierson
Baker	Darragh	House	McDonald	Price
Barnes	Dibble	Howe	Miles	Priddy
Beckwith	Dimmick	Howland	Moore	Rice
Binder	Donnelly	Hubbell	Mullaney	Roche
Boynton	Donohue	Hunt	Murphy	Scott
Brogan	Duffy	Husted	Murray	Seeber
Brown, C. W.	Ely	Johnson, G. R.	Nagle	Shoemaker
Brown, J. H.	Farnum	Johnson, S. W.	Nash	Sipp
Burns	Farrell	Jones	Nelson	Smith, W. E.
Butler	Felter	Joyce	Noxon	Sweet
Cady	Forsyth	Kelly	Odell	Taylor
Cartwright	Haggerty	Kent	Olin	Tremper
Church	Harpending	Kneeland	Oliver	Van Allen
Clarke	Hawkins	Lewis	O'Neil	Van Cott

Clapp	Heath	Lindsay	Osborne	Veeder
Clinton	Hendricks	Littlejohn	Otis	Westfall
Coffey	Higgins	Locke, L. R.	Owen	Whiteman
Craig	Hodges	Maher	Palmer	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the State Board of Claims to hear and determine certain claims against the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

• { AYES 78 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Lindsay	Owen
Baker	Curtis	Higgins	Littlejohn	Pierson
Barnes	Darragh	Hooley	Maher	Pratt
Barager	Dibble	Howe	McDonald	Roche
Binder	Dimmick	Howland	Moore	Seeber
Boynton	Donnelly	Hubbell	Mullaney	Shoemaker
Brown, C. W.	Earl	Hunt	Murray	Sipp
Brown, J. H.	Ely	Husted	Nagle	Smith, W. E.
Burns	Farnum	Johnson, G. R.	Nelson	Sweet
Butler	Felter	Johnson, S. W.	Noxon	Taylor
Cartwright	Forsyth	Jones	Odell	Tremper
Church	Haggerty	Joyce	Olin	Van Allen
Clarke	Hall	Kelly	Oliver	Van Cott
Clapp	Harpending	Kent	O'Neil	Welch
Clinton	Hawkins	Kneeland	Osborne	Whiteman
Coffey	Heath	Kruse		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to prevent the supervisors of the county of Erie conveying lands in public streets," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Howland	Mullaney	Seeber
Baker	Dibble	Hubbell	Murphy	Shoemaker
Barnes	Duffy	Husted	Nagle	Sipp
Beckwith	Earl	Johnson, G. R.	Nash	Smith, W. E.
Binder	Ely	Johnson, S. W.	Nelson	Smith, C.
Boynton	Farnum	Jones	Noxon	Sweet
Brown, C. W.	Farrell	Kent	Odell	Taylor
Burns	Felter	Kneeland	Olin	Tremper
Butler	Forsyth	Kruse	Oliver	Van Allen
Cady	Hall	Lindsay	Osborne	Van Cott
Cartwright	Harpending	Littlejohn	Owen	Veeder

Clarke	Hawkins	Locke, L. R.	Pratt	Welch
Clapp	Heath	Maher	Rice	Wilcox
Craig	Hendricks	McDonald	Roosevelt	Zimmerman
Curtis	Howe	Moore	Scott	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to stenographers in the district courts in the city of New York," having been announced for a third reading,

Mr. House moved to commit said bill to the committee on the judiciary with instructions to perfect, retaining its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Pratt offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 583, entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1007), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Higgins	Locke, L. R.	Palmer
Baker	Darragh	Hodges	Maher	Pierson
Barnes	Dibble	Horton	McCabe	Priddy
Barager	Dimmick	House	McDonald	Roche
Becker	Donnelly	Howe	Miles	Roosevelt
Beckwith	Donohue	Howland	Moore	Scott
Binder	Duffy	Hubbell	Mullaney	Seeber
Boynton	Earl	Hunt	Murphy	Shoemaker
Briggs	Ely	Husted	Murray	Smith, W. E.
Brogan	Erwin	Jackson	Nagle	Sweet
Brown, C. W.	Farnum	Jobes	Nash	Tremper
Brown, J. H.	Felter	Johnson, G. R.	Nason	Van Allen
Burns	Forsyth	Johnson, S. W.	Noxon	Van Cott
Cady	Geddes	Jones	Odell	Van Duzer
Cartwright	Haggerty	Joyce	Olin	Walrath
Church	Hall	Kelly	Oliver	Westfall

Clarke	Haskell	Kent	O'Neil	Whiteman
Clapp	Hawkins	Kittle	Otis	Wilcox
Clinton	Heath	Kruse	Owen	Zimmerman
Craig	Hendricks	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Dimmick introduced a bill entitled "An act to authorize the village of Middletown, in the county of Orange, to raise money to construct a village hall," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dimmick, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

On motion of Mr. Van Allen, and by unanimous consent, the rules were suspended and the Senate bill entitled "An act to provide for the payment of the expenses of certain proceedings for the judicial determination of the term of and title to the office of judge of the Superior Court of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hawkins	Kneeland	Owen
Baker	Darragh	Heath	Lewis	Price
Barnes	Dibble	Hendricks	Lindsay	Roche
Barager	Dimmick	Hodges	Maher	Roosevelt
Binder	Donohue	Hooley	McCabe	Seeber
Boynton	Duffy	Horton	Miles	Shoemaker
Brown, C. W.	Earl	Howe	Mullaney	Sipp
Burns	Ely	Hubbell	Murphy	Smith, W. E.
Cady	Erwin	Hunt	Nason	Sweet
Cartwright	Farnum	Husted	Nelson	Van Allen
Church	Felter	Johnson, G. R.	Noxon	Van Cott
Clarke	Forsyth	Johnson, S. W.	Odell	Veeder
Clapp	Haggerty	Kelly	Olin	Welch
Clinton	Hall	Kent	O'Neil	Zimmerman
Craig	Harpending			

Those who voted in the negative, were

House	Nash	Otis	Pratt	Westfall
Kruse				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent,

Mr. Husted introduced a bill entitled "An act to authorize the incorporation known as 'The Trustees of the Academy of North Salem,' in the county of Westchester, to convey by deed its academy and the ground on which it stands to the town of North Salem, to be used as a town hall, and for the dissolution of such incorporation," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

The Senate bill entitled "An act making an appropriation for certain contingent expenses of the Legislature," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
 { NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Higgins	Maher	Palmer
Allen	Darragh	Hodges	McCabe	Pierson
Baker	Dean	Hooley	Miles	Price
Barnes	Dibble	Horton	Mullaney	Priddy
Barager	Donohue	Hubbell	Murphy	Rice
Becker	Duffy	Husted	Murray	Roosevelt
Beckwith	Earl	Jobes	Nash	Seeber
Binder	Ely	Johnson, G. R.	Nason	Shoemaker
Boynton	Erwin	Johnson, S. W.	Nelson	Sipp
Briggs	Farnum	Jones	Noxon	Smith, W. E.
Burns	Felter	Joyce	Odell	Smith, C.
Cady	Forsyth	Kelly	Ohl	Sweet
Cartwright	Geddes	Kent	Oliver	Tremper
Childs	Hall	Kneeland	O'Neil	Van Allen
Clarke	Harpending	Kruse	Osborne	Van Cott
Clapp	Hawkins	Lindsay	Otis	Veeder
Clinton	Heath	Littlejohn	Owen	Zimmerman
Coffey	Hendricks	Locke, L. R.		

Those who voted in the negative, were

Hunt Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Priddy, from a committee of conference, submitted the following report :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act in relation to the management of the State Asylum for Insane Criminals at Auburn, and the care and custody of the inmates thereof," reported that they have duly conferred upon said matters, and agreed to recommend that section 3 of said bill be amended by striking out all down to and including the word "treasurer," in line 3, and inserting in lieu thereof the following: "The medical superintendent shall also be the treasurer of the asylum. He shall file in the office of the Comptroller of the State a bond in the penal sum of \$10,000, conditioned for the faithful performance of his trust as such treasurer, which bond, before it shall be filed, shall be approved by the Superintendent of State Prisons and the medical superintendent."

Also, in line 7, same section, by striking out the word "treasurer," and inserting the words "medical superintendent."

That section 4 be amended by striking out, in line 2, the words "and treasurer;" and by striking out, in line 4, same section, the words "five hundred;" and by striking out, in line 5, same section, the words "and treasurer;" and by striking out, in line 8, same section, the word "treasurer," and inserting in lieu thereof the words "medical superintendent;" also, by striking out, in line 10, same section, the words "and treasurer."

Also, that section 6 be amended by striking out, in line 12, the word "treasurer," and inserting in lieu thereof the words "medical superintendent."

Section 9 shall be amended by striking out, in lines 8 and 9, the words "may, also, at his discretion," and by inserting in lieu thereof the words "with the approval of the State Commissioner in Lunacy, shall."

Also, resolved that section 12 shall be amended by striking out, in line 1, the word "treasurer," and inserting in lieu thereof the words "medical superintendent."

Also, same section, in line 3, by striking out the word "treasurer," and inserting in lieu thereof the words "medical superintendent."

E. S. ESTY,

A. C. COMSTOCK,

ROBERT C. TITUS,

Senate Committee.

W. B. PRIDDY,

WALTER HOWE,

JAS. GEDDES,

W. E. SMITH,

Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Heath	Kruse	Otis
Allen	Coffey	Higgins	Lewis	Owen
Baker	Craig	Hodges	Lindsay	Palmer
Barnes	Curtis	Hooley	Locke, L. R.	Pierson
Barager	Dibble	Horton	McCabe	Pratt
Becker	Dimmick	House	McDonald	Priddy
Binder	Donohue	Howland	Miles	Scott
Boyce	Duffy	Hubbell	Murphy	Seeber
Boynton	Earl	Hunt	Nagle	Shoemaker
Brogan	Ely	Husted	Nash	Sipp
Brown, C. W.	Erwin	Jobes	Nelson	Smith, W. E.
Burns	Farnum	Johnson, S. W.	Noxon	Smith, C.
Cady	Felter	Jones	Odell	Sweet
Cartwright	Forsyth	Joyce	Olin	Tremper
Childs	Hall	Kelly	Oliver	Van Allen
Church	Harpending	Kent	O'Neil	Van Cott
Clarke	Hasbrouck	Kneeland	Osborne	Zimmerman
Clapp	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference.

The Senate bill entitled "An act devolving the care, management and administration of the affairs of the Custodial Asylum upon the trustees of the Asylum for Idiots, and making the former asylum a branch of the latter," having been announced for a third reading,

Mr. Littlejohn moved to amend by inserting as section 2 the following:

§ 2. The sum of \$15,000, or so much thereof as may be necessary, is hereby appropriated out of any money in the treasury not otherwise appropriated to purchase the building and premises now occupied by said Custodial Asylum, located at Newark, Wayne county, and the further sum of \$6,500 is hereby appropriated out of any money in the treasury not otherwise appropriated to furnish the said building with proper water supply, steam heating apparatus and drainage after the same shall have been purchased as herein provided, and the trustees named in section 1 are hereby authorized and directed to purchase the said building and premises for a sum within the amount herein appropriated for such purchase and to make the repairs and improvements herein named, and the treasurer of the State shall pay the sums herein appropriated to the said trustees, upon the warrant of the comptroller, for the purposes herein named.

Change section 2 to section 3.

Mr. House moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Littlejohn, and it was determined in the affirmative.

{ AYES 44 }
{ NOES 42 }

Those who voted in the affirmative, were

Allen	Erwin	Kent	Oliver	Tremper
Barager	Farnum	Kruse	O'Neil	Van Allen
Becker	Haggerty	Lewis	Osborne	Van Duzer
Boynton	Harpending	Littlejohn	Owen	Veeder
Brown, J. H.	Hawkins	McCabe	Palmer	Welch
Cartwright	Hodges	Nash	Pierson	Westfall
Clapp	Husted	Nason	Priddy	Wilcox
Curtis	Johnson, G. R.	Noxon	Seeber	Zimmerman
Dibble	Jones	Olin	Sweet	

Those who voted in the negative, were

Ackroyd	Clarke	Geddes	Kelly	Nelson
Baker	Clinton	Hall	Kneeland	Odell
Binder	Craig	Heath	Lindsay	Roche
Brogan	Darragh	Hendricks	Locke, L. R.	Shoemaker
Brown, C. W.	Dimmick	Higgins	Maher	Sipp
Burns	Donnelly	House	Miles	Smith, W. E.
Butler	Donohue	Howland	Murphy	Smith, C.
Cady	Duffy	Jobes	Murray	Taylor
Church	Farrell			

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 58 }
{ NOES 33 }

Those who voted in the affirmative, were

Allen	Curtis	Howland	Noxon	Seeber
Barager	Darragh	Hunt	Olin	Sweet

Becker	Dayton	Husted	Oliver	Tremper
Beckwith	Dibble	Johnson, G. R.	O'Neil	Van Allen
Boyce	Erwin	Jones	Osborne	Van Duzer
Boynton	Farnum	Joyce	Owen	Veeder
Brown, J. H.	Haggerty	Kent	Palmer	Welch
Cartwright	Hall	Kneeland	Pierson	Westfall
Childs	Harpending	Kruse	Price	Whiteman
Clapp	Hawkins	Littlejohn	Priddy	Wilcox
Clinton	Hodges	McCabe	Scott	Zimmerman
Coffey	Howe	Nash		

Those who voted in the negative, were

Ackroyd	Clarke	Geddes	Miles	Odell
Baker	Craig	Heath	Mullaney	Roche
Binder	Dimmick	Hendricks	Murphy	Roosevelt
Brogan	Donohue	House	Nagle	Rosenthal
Burns	Duffy	Hubbell	Nason	Shoemaker
Cady	Farrell	Lindsay	Nelson	Taylor
Church	Felter	Maher		

Mr. Littlejohn moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

On motion of Mr. Hunt, and by unanimous consent, the committee on internal affairs was discharged from the further consideration of Senate bill, not printed, entitled "An act to release to Ann Anderson of the town of Deerfield, Oneida county, New York, the title and interest of the people of the State of New York in and to certain real estate in the town of Deerfield, Oneida county, New York," and that the same be referred to the committee on petitions of aliens.

By unanimous consent,

Mr. Pratt introduced a bill entitled "An act to authorize the common council of the city of Rochester to raise money to enlarge and erect school buildings to relieve the over-crowded schools of said city," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Pratt, and by unanimous consent, the rules were suspended, and said bill read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hodges	Lindsay	Pratt
Baker	Coffey	Hooley	Littlejohn	Priddy
Barager	Craig	Horton	Locke, L. R.	Roche
Becker	Curtis	House	McCabe	Scott
Beckwith	Darragh	Howe	McDonald	Seeber
Binder	Dibble	Howland	Mullaney	Shoemaker
Boynton	Dimmick	Hubbell	Murray	Sipp
Briggs	Duffy	Hunt	Nagle	Smith, W. E.
Brogan	Ely	Husted	Odell	Sweet
Brown, C. W.	Erwin	Johnson, G.R.	Olin	Tremper

Brown, J. H.	Farnum	Johnson, S. W.	Oliver	Van Allen
Burns	Felter	Jones	O'Neil	Van Cott
Cady	Geddes	Joyce	Osborne	Van Duzer
Cartwright	Haggerty	Kelly	Owen	Veeder
Church	Hawkins	Kneeland	Palmer	Welch
Clarke	Higgins	Kruse	Pierson	Westfall
Clapp				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to regulate the defense of suicide by life insurance companies in cases of insanity," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

Barager	Ely	Jobes	Nash	Scott
Becker	Farnum	Johnson, G. R.	Nason	Seeber
Binder	Felter	Johnson, S. W.	Noxon	Shoemaker
Boyce	Geddes	Jones	Odell	Sipp
Boynton	Haggerty	Joyce	Olin	Smith, W. E.
Brogan	Hawkins	Kneeland	Oliver	Smith, C.
Brown, C. W.	Hodges	Kruse	O'Neil	Sweet
Brown, J. H.	Hooley	Lewis	Osborne	Taylor
Clapp	Horton	Littlejohn	Owen	Tremper
Clinton	House	Locke, L. R.	Palmer	Van Allen
Craig	Howe	Maher	Pierson	Van Cott
Curtis	Howland	McCabe	Price	Van Duzer
Dibble	Hubbell	McDonald	Priddy	Veeder
Donnelly	Hunt	Mullaney	Roosevelt	Welch
Donohue	Husted	Murray	Rosenthal	Westfall
Duffy				

For the negative,

Cartwright

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Geddes offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 205, entitled "An act to repeal subdivision 33 of section 15 of chapter 276 of the Laws of 1867, entitled 'An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga,' to constitute trustees for the supervision, care and management of the cemetery of said village and the cemetery fund thereof, and to provide for filling vacancies in such board and for making by-laws therefor."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Hunt offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 295, entitled "An act to authorize the consolidation of manufacturing corporations," be referred to the committee on the judiciary, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate bill entitled "An act to amend section 2 of chapter 8 of the Laws of 1816, passed February 14, entitled 'An act to confirm the sale of certain common lands, made by the trustees of the village of Lansingburgh,' and to provide for the fund therein mentioned," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 60 }

Those who voted in the affirmative, were

Baker	Dayton	Hubbell	Mullaney	Roche
Barnes	Dibble	Hunt	Murray	Roosevelt
Barager	Dimmick	Husted	Nagle	Rosenthal
Becker	Ely	Jobes	Nason	Scott
Beckwith	Erwin	Johnson, G. R.	Nelson	Seeber
Binder	Farnum	Johnson, S. W.	Noxon	Shoemaker
Boynton	Felter	Jones	Odell	Sipp
Brown, C. W.	Geddes	Joyce	Olin	Smith, W. E.
Brown, J. H.	Haggerty	Kelly	Oliver	Smith, C.
Burns	Hall	Kent	O'Neil	Sweet
Cady	Harpending	Kneeland	Osborne	Taylor
Cartwright	Hawkins	Kruse	Otis	Tremper
Church	Heath	Lindsay	Owen	Van Allen
Clarke	Hendricks	Littlejohn	Palmer	Van Cott
Clapp	Hooley	Locke, L. R.	Pierson	Van Duzer
Clinton	Horton	Maher	Price	Welch
Craig	House	McCabe	Priddy	Westfall
Curtis	Howe	McDonald	Rice	Wilcox
Darragh	Howland	Moore		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to enable tax payers to make application for the discharge of judgment-debtors from imprisonment," having been announced for a third reading,

Mr. Dayton moved to strike out all after the enacting clause, and insert the following :

SECTION 1. A person shall not be arrested in any civil action or special proceeding for any cause whatever.

§ 2. The foregoing section shall not be construed to prohibit arrest on process for contempt, and the power to arrest and imprison for contempt shall remain in all tribunals as it now exists by law.

§ 3. All acts and parts of acts inconsistent herewith are hereby repealed.

§ 4. This act shall take effect immediately.

Pending which,

Mr. Dayton moved that said bill be laid aside.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Ely introduced a bill entitled "An act to amend and consolidate the several acts in relation to the village of Richfield Spa," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

Mr. House moved that when this House adjourn to-day it be to meet to-morrow morning at 10 o'clock.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. House, and it was determined in the negative.

The privileges of the floor were extended to Hon. D. W. Travis, Hon. C. Beach Woolsey and B. J. Mulholland, former members of this House.

Mr. Kruse introduced a bill entitled "An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' passed May 5, 1847," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

On motion of Mr. Husted, at 1 o'clock and 50 minutes, the House took a recess until 4 o'clock, P. M.

FOUR O'CLOCK, P. M.

The House again met.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended :

"An act to amend chapter 355 of the Laws of 1879, entitled 'An act to establish the compensation of public officers in Ulster county.'"

"An act providing for the election and compensation of coroners in the county of Onondaga, and for post-mortem examinations in coroners' cases in said county."

"An act to amend chapter 184 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolutions recalling from the Governor, for amendment, Assembly bill No. 553, entitled "An act to amend an act entitled 'An act to further amend chapter 143 of the Laws of 1861, entitled An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city,' passed February 19, 1880."

Also, Assembly bill No. 205, entitled "An act to repeal subdivision 33 of section 15 of chapter 276 of the Laws of 1867, entitled 'An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga, to constitute trustees for the supervision, care and management of the cemetery of said village and the cemetery fund thereof, and to provide for filling vacancies in such board and for making by-laws therefor,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Senate bill No. 187, entitled "An act in relation to the Northern New York Institution for Deaf-mutes, at Malone, New York."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the bill entitled as follows :

"An act to enable the New York and Harlem Railroad Company to enlarge the passenger depot at Forty-second street, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to authorize the common council of the city of Rochester to raise money to enlarge and erect school buildings to relieve the overcrowded schools of said city."

"An act to amend chapter 317 of the Laws of 1878, entitled 'An act to amend chapter 75 of the Laws of 1878, entitled 'An act in relation to the bonded indebtedness of villages, cities, towns and counties.'"

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Kent introduced a bill entitled "An act to provide for the liability of towns and assessors in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on general laws.

Mr. Dayton introduced a bill entitled "An act more effectually to provide for the certain and speedy punishment of persons guilty of capital offenses," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. S. W. Johnson introduced a bill entitled "An act to amend the charter of the St. Vincent's Retreat for the Insane," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. S. W. Johnson, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Husted introduced a bill entitled "An act to enable corporations organized under the laws of this State to extend their existence," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Husted offered, for the consideration of the House, a resolution in the words following:

Whereas, It has been publicly charged that the superintendent of the Albany county penitentiary abrogated an existing contract, made with the New York Shoe Company, for the labor of some 500 prisoners, and made a new contract with that company, extending for a period of five years, from the first day of May, 1884, for the purpose of anticipating the action of the Legislature and the people, abolishing the contract system of labor in the penal institutions of this State; therefore

Resolved, That the committee on State prisons are hereby directed to inquire into all contracts made by the said superintendent for the labor of prisoners under his charge, and that they be authorized to send for persons and papers and report to the Assembly at the earliest practicable moment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Roosevelt introduced a bill entitled "An act to organize the Veteran Reserve of the National Guard of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on militia.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Littlejohn, Int. No. 1059, entitled "An act to provide for the deficiency in the revenue of the common school fund," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Donnelly	House	Mullaney	Roosevelt
Baker	Duffy	Howland	Murphy	Rosenthal
Barager	Earl	Hubbell	Nagle	Scott
Becker	Erwin	Husted	Nash	Seeber
Binder	Farnum	Johnson, G. R.	Nelson	Shoemaker
Briggs	Farrell	Johnson, S. W.	Noxon	Sipp
Burns	Felter	Jones	Odell	Smith, W. E
Butler	Forsyth	Joyce	Oliver	Smith, C.
Cady	Haggerty	Kelly	O'Neil	Sweet
Cartwright	Hall	Kent	Osborne	Tremper
Clarke	Harpending	Kneeland	Owen	Van Allen
Clapp	Hawkins	Kruse	Palmer	Walrath
Clinton	Heath	Lindsay	Pierson	Welch
Coffey	Hendricks	Littlejohn	Price	Westfall
Curtis	Hodges	Locke, L. R.	Priddy	Wilcox
Dayton	Hooley	Maher	Rice	Zimmerman
Dibble	Horton	Miles		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 362 of the Laws of 1881, entitled 'An act supplemental to chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and chapter 76 of the Laws of 1881, entitled 'An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dayton	Hodges	Mullaney	Roosevelt
Baker	Dibble	Hooley	Murphy	Rosenthal
Barager	Dimmick	House	Nagle	Scott
Becker	Donnelly	Howland	Nash	Seeber
Binder	Earl	Hubbell	Nelson	Shoemaker
Boyce	Ely	Husted	Noxon	Sipp
Burns	Erwin	Jobes	Odell	Smith, W. E.
Butler	Farnum	Johnson, G. R.	Oliver	Sweet
Cady	Farrell	Johnson, S. W.	O'Neil	Tremper
Cartwright	Felter	Jones	Osborne	Van Allen
Church	Geddes	Joyce	Otis	Van Cott
Clarke	Haggerty	Kelly	Owen	Van Duzer
Clapp	Hall	Kent	Palmer	Veeder
Clinton	Harpending	Kneeland	Pierson	Walrath
Coffey	Hawkins	Kruse	Price	Welch
Craig	Heath	Lindsay	Priddy	Westfall
Curtis	Hendricks	Maher	Rice	Whiteman
Darragh	Higgins	Miles	Roche	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Greene,' being chapter 242 of the Laws of 1842," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Donnelly	Howland	Miles	Roosevelt
Baker	Duffy	Hubbell	Moore	Rosenthal
Barager	Earl	Husted	Murphy	Scott
Becker	Ely	Johnson, G. R.	Nash	Seeber
Binder	Erwin	Jones	Noxon	Shoemaker
Boyce	Felter	Joyce	Oliver	Sipp
Burns	Geddes	Kelly	O'Neil	Smith, W. E.
Cady	Haggerty	Kent	Osborne	Sweet

Clarke	Hall	Kneeland	Otis	Tremper
Clapp	Hasbrouck	Lewis	Owen	Van Allen
Clinton	Heath	Lindsay	Palmer	Van Duzer
Coffey	Hendricks	Littlejohn	Pierson	Veeder
Curtis	Higgins	Locke, L. R.	Price	Walrath
Darragh	Hooley	Maher	Priddy	Welch
Dayton	House	McCabe	Rice	Westfall

Those who voted in the negative, were

Butler Nagle

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize the common council of the city of Troy to enact ordinances for said city, and to provide for the enforcement of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Howland	McCabe	Roosevelt
Baker	Dimmick	Hubbell	Miles	Scott
Beckwith	Donnelly	Hunt	Murphy	Seeber
Binder	Donohue	Husted	Nagle	Shoemaker
Boyce	Earl	Jackson	Nash	Sipp
Boynton	Ely	Jobes	Noxon	Smith, W. E.
Brown, C. W.	Erwin	Johnson, G. R.	Olin	Sweet
Burns	Farnum	Johnson, S. W.	Oliver	Taylor
Cady	Felter	Jones	O'Neil	Tremper
Cartwright	Haggerty	Joyce	Osborne	Van Allen
Clarke	Hall	Kelly	Owen	Van Duzer
Clapp	Hasbrouck	Kent	Palmer	Veeder
Clinton	Hendricks	Kneeland	Pierson	Walrath
Coffey	Higgins	Kruse	Price	Welch
Craig	Hodges	Lindsay	Priddy	Westfall
Curtis	Hooley	Littlejohn	Rice	Wilcox
Darragh	House	Maher	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to regulate the rights and duties of officers and directors and employees of railroad corporations," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 5 }

Those who voted in the affirmative, were

Allen	Darragh	Hasbrouck	Lindsay	Priddy
Baker	Dayton	Hawkins	Littlejohn	Roche
Binder	Dibble	Heath	Maher	Roosevelt

Boyce	Dimmick	Hendricks	McCabe	Scott
Boynton	Donnelly	Higgins	Miles	Seeber
Brown, C. W.	Duffy	Hodges	Nagle	Shoemaker
Brown, J. H.	Earl	Horton	Nelson	Sweet
Burns	Ely	House	Noxon	Tremper
Cady	Erwin	Howland	Oliver	Van Allen
Cartwright	Farnum	Hubbell	Osborne	Van Duzer
Clarke	Felter	Joyce	Otis	Veeder
Clinton	Forsyth	Kelly	Owen	Walrath
Coffey	Geddes	Kneeland	Palmer	Welch
Craig	Haggerty	Kruse	Price	Westfall
Curtis	Hall	Lewis		

Those who voted in the negative, were

Husted	Jobes	Kent	Odell	Olin
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dayton	Hooley	Maher	Roche
Baker	Dibble	Horton	McCabe	Roosevelt
Barager	Donnelly	House	Miles	Rosenthal
Beckwith	Duffy	Howland	Mullaney	Seeber
Binder	Earl	Hubbell	Murphy	Shoemaker
Boyce	Ely	Hunt	Nagle	Sipp
Boynton	Erwin	Husted	Nash	Smith, W. E.
Brown, C. W.	Farnum	Jobes	Nelson	Smith, C.
Brown, J. H.	Felter	Johnson, G. R.	Noxon	Sweet
Burns	Forsyth	Johnson, S. W.	Odell	Taylor
Cady	Haggerty	Joyce	Olin	Tremper
Cartwright	Hall	Kelly	Oliver	Van Allen
Clarke	Harpending	Kent	Osborne	Van Duzer
Clapp	Hawkins	Kneeland	Otis	Veeder
Clinton	Heath	Kruse	Palmer	Walrath
Coffey	Hendricks	Lewis	Price	Welch
Craig	Higgins	Lindsay	Priddy	Westfall
Curtis	Hodges	Littlejohn	Rice	Zimmerman
Darragh				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to legalize all medical degrees and diplomas granted prior to the passage of this act by the United States Medical College in the city of New York," having been announced for a third reading,

Mr. Clinton moved to amend by striking out all after the enacting clause, and inserting the following :

SECTION 1. All medical degrees and diplomas granted at any time prior to the 4th day of April, 1883, by the officers, trustees and faculty or other authorities of the medical school, heretofore known and designated as the United States Medical College in the city of New York, to the students or graduates thereof, who shall have pursued in said institution the course of study prescribed by its rules and regulations and which degrees or diplomas have been conferred after examination, entitling said students and graduates to the same, are hereby legalized and declared to be in all respects valid and of equal sufficiency, force and effect as medical diplomas, certificates or licenses granted by any lawfully constituted or incorporated medical society, college, university or chartered medical school in this State.

§ 2. This act shall not be deemed to legalize the incorporation of said institution.

§ 3. This act shall take effect immediately.

Also amend the title by striking from the first line the word "all."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 56 }
{ NOES 47 }

Those who voted in the affirmative, were

Bailey	Coffey	Higgins	McDonald	Roosevelt
Baker	Curtis	House	Murphy	Seeber
Barager	Dibble	Howe	Nagle	Shoemaker
Beckwith	Dimmick	Husted	Nash	Sipp
Binder	Earl	Johnson, G. R.	Nelson	Smith, W. E.
Boyce	Ely	Jones	Noxon	Smith, C.
Boynton	Farrell	Kelly	Oliver	Tremper
Brown, C. W.	Geddes	Kent	Otis	Veeder
Burns	Haggerty	Lewis	Palmer	Walrath
Butler	Hall	Locke, L. R.	Price	Welch
Church	Hendricks	Maher	Rice	Wilcox
Clinton				

Those who voted in the negative, were

Allen	Donnelly	Hubbell	McCabe	Roche
Barnes	Duffy	Hunt	Mullaney	Rosenthal
Brown, J. H.	Farnum	Jobs	Odell	Scott
Cady	Felter	Johnson, S. W.	Olin	Sweet
Cartwright	Forsyth	Joyce	O'Neil	Taylor
Childs	Hasbrouck	Kneeland	Osborne	Van Allen
Clarke	Heath	Kruse	Owen	Van Duzer
Clapp	Hodges	Lindsay	Pierson	Westfall
Darragh	Horton	Littlejohn	Priddy	Whiteman
Dayton	Howland			

Mr. House moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate bill entitled "An act to provide for the proper removal of stable manure from the city of New York," having been announced for a third reading,

Mr. Van Allen moved to strike out the first section.

Mr. Kruse moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Allen, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 5 }

Those who voted in the affirmative, were

Allen	Clinton	Hall	Maher	Rice
Baker	Coffey	Harpending	McCabe	Roche
Barnes	Craig	Hasbrouck	McDonald	Roosevelt
Barager	Curtis	Hawkins	Mullaney	Rosenthal
Beckwith	Darragh	Heath	Murphy	Scott
Binder	Dibble	Howe	Nagle	Seeber
Boyce	Dimmick	Howland	Nash	Shoemaker
Boynton	Donnelly	Husted	Nelson	Sipp
Brown, C. W.	Duffy	Jobes	Noxon	Smith, W. E.
Brown, J. H.	Earl	Johnson, G. R.	Odell	Smith, C.
Burns	Ely	Johnson, S. W.	Oliver	Sweet
Butler	Erwin	Jones	Osborne	Taylor
Cady	Farnum	Kelly	Otis	Veeder
Cartwright	Farrell	Kneeland	Owen	Welch
Childs	Felter	Lindsay	Pierson	Westfall
Clarke	Haggerty	Locke, L. R.	Priddy	Whiteman
Clapp				

Those who voted in the negative, were

Dayton	Hodges	Hubbell	Kruse	Van Allen
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Van Cott, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to release to Ann Anderson of the town of Deerfield, Oneida county, New York, the title and interest of the people of the State of New York in and to certain real estate in the town of Deerfield, Oneida county, New York."

"An act to amend chapter 90 of the Laws of 1863, entitled 'An act for the protection and improvement of the Tonawanda band of Seneca Indians residing on the Tonawanda reservation in this State.'"

"An act to supply the city of Oswego with pure and wholesome water."

"An act in relation to sewers and drainage in the city of Brooklyn."

"An act to regulate the publication of notices by the county treasurer of Rensselaer county of sales of real estate for unpaid taxes, and for redemptions from such sales."

"An act to amend chapter 467 of the Laws of 1879, entitled 'An act to amend chapter 459 of the Laws of 1877, entitled An act in relation to the salaries, fees, percentages and allowances of the officers of the city of Brooklyn.'"

"An act to amend section 5 of title 11 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction.'"

"An act to provide for the construction of fish-ways in the State dams across the Oswego and Seneca rivers."

"An act to amend chapter 38 of the Laws of 1872, entitled 'An act providing for appeals from the decisions of county superintendents of the poor.'"

"An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany."

"An act to confer additional powers upon the trustees and officers of incorporated villages in the State of New York."

"An act to amend section 450 of the Code of Civil Procedure."

"An act authorizing the trustees of the village of Saratoga Springs to purchase hose for the use of the fire department of said village."

"An act to further amend chapter 868 of the Laws of 1872, entitled 'An act to incorporate the United States Loan and Security Company.'"

"An act to amend chapter 433 of the Laws of 1879, entitled 'An act authorizing the board of education of Union Free School District No. 1, Milton, to issue bonds to be known as 'extended school bonds,' to pay the school district bonds of said district maturing in the years 1880, 1885, 1890, and 1895.'"

"An act for the construction of drains to drain the basement of the Buffalo State Asylum for the Insane, and for relaying the concrete flooring in the basement of said asylum, and for replacing the tile flooring in the kitchen of said asylum with flagging, and for the construction of tram-ways from the kitchen through the basement of said asylum, to be used in running the vans required in the distribution and carriage of the food from the kitchen to the various dining-room elevators in said asylum, and to make an appropriation therefor."

"An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and the several acts amendatory thereof and supplemental thereto."

"An act to amend chapter 217 of the Laws of 1865, entitled 'An act to establish the office of receiver of taxes and assessments in the town of East Chester, in the county of Westchester, New York.'"

"An act to amend section 3 of title 10 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883."

"An act to incorporate the Synod of New York."

"An act to exempt the town of Pultney from the operation of all laws prohibiting the laying out highways through orchards and vineyards."

"Concurrent resolution proposing amendment to section 9 of article 8 of the Constitution guaranteeing to cities the right of municipal self-government, republican in form, and restricting the power of the Legislature to the enactment of general laws in reference thereto."

"An act to provide for the erection of an iron foot-bridge over the Champlain canal in the village of Whitehall."

"An act to amend chapter 114 of the Laws of 1869, entitled 'An act to amend an act entitled An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1861."

"An act to provide for the completion of the records of New York volunteers of the war of the Rebellion on file in the office of the Adjutant-General of the State of New York, and for the safe-keeping thereof."

"An act to amend chapter 618 of the Laws of 1881, entitled 'An act to constitute a separate road district in that portion of Northfield lying outside of the village of Port Richmond.'"

"An act to amend chapter 335 of the Laws of 1881, entitled 'An act to fix and limit the amount to be expended by the Brooklyn park commissioners for maintenance and improvement of the several parks and park-ways which are a charge on the city of Brooklyn.'"

Mr. Hunt gave notice that, on Tuesday next, at 11 o'clock, A. M., he would move to take from the table the motion to reconsider the vote by which the concurrent resolution proposing an amendment to the Constitution relative to the manufacture and sale of intoxicating liquors, was lost, and that on said motion he would move a call of the House.

Mr. Dibble introduced a bill entitled "An act to provide for the construction of an iron bridge over the Erie canal at Prospect street, in the village of Medina, in the county of Orleans," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

The hour of 6 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

FRIDAY, APRIL 25, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. George W. Miller.

The journal of yesterday was read and approved.

The Senate sent for concurrence the following entitled bills:

"An act regarding the powers of surrogates, and to legalize their acts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to ratify and confirm the proceedings to incorporate the East Buffalo Central Land Association in the city of Buffalo, and county of Erie, in the State of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Wilcox, and by unanimous consent, said bill was substituted for Assembly bill Int. No. 560, now on the order of third reading of bills.

"An act making an appropriation to pay for certain lands taken by the State belonging to the Oneida tribe of Indians," which was read

the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act to provide for the disposition of certain portions of the Chenango canal not necessary for feeder purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Maher, and by unanimous consent, said bill was substituted for Assembly bill No. 447 on the same subject, now on the order of third reading of bills.

"An act to exempt property, real and personal, of the German Hospital and Dispensary in the city of New York from taxation," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

On motion of Mr. Howe, said bill was committed to the committee on ways and means, retaining its place on the order of third reading of bills.

The Senate returned the bill entitled "An act to provide for the investment of certain funds realized from the commutation of glebe rents in Newburgh, in the county of Orange," with a message that they have concurred in the passage of the same, with the following amendments:

Add at the end of section 1, the words "in which building shall be maintained and continued the academic department of the schools under the charge of said board of education, the school of design hereinafter referred to, and such other departments of instruction as may be provided for therein by said board."

Add at the end of section 3 the words "and it shall be the duty of said board, and they are hereby authorized and directed to establish and maintain said department or school of design, within such time as may be reasonably practicable after the completion of said building, and to cause to be raised in any year any such additional sum as may be needed for said purpose, in the same manner as now provided by law for raising money for the support of public schools in said city."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Heath	Lindsay	Priddy
Allen	Dean	Hendricks	Littlejohn	Rice
Barager	Dimmick	Higgins	Maher	Roche
Boyce	Donohue	Hodges	Miles	Scott
Brogan	Earl	House	Moore	Seeber
Brown, C. W.	Ely	Howland	Murphy	Shoemaker
Burns	Erwin	Hubbell	Murray	Sipp
Butler	Farnum	Hunt	Nash	Taylor

Cady	Farrell	Husted	Nelson	Van Allen
Cartwright	Felter	Johnson, G. R.	Odell	Van Cott
Childs	Forsyth	Johnson, S. W.	Olin	Van Duzer
Church	Garbutt	Kelly	Oliver	Veeder
Clarke	Haggerty	Kent	O'Neil	Westfall
Clapp	Hall	Kittle	Osborne	Whiteman
Coffey	Harpending	Kneeland	Otis	Wilcox
Craig	Hasbrouck	Kruse	Owen	Zimmerman
Curtis	Hawkins	Lewis		

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have concurred in their amendments.

The Senate returned the following entitled bills :

“An act to authorize and enable the county of Kings, for the care, custody and relief of its poor and insane, to purchase, erect and maintain, outside the limits of said county, a farm and buildings, and to issue bonds to meet the expense thereof.”

“An act for the relief of Bernard A. Collins, as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong.”

Ordered, That the Clerk deliver said bills to the Governor.

The privileges of the floor were extended to Hon. James L. Wells, Hon. M. M. Fenner, Hon. C. E. Lapham.

A message from the Senate was received and read in the words following :

IN SENATE, *April 16, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled “An act to amend chapter 388 of the Laws of 1854, entitled ‘An act to incorporate the village of Lyons.’”

The vote upon the final passage of said bill having been reconsidered,

On motion of Mr. Robinson, and by unanimous consent, the same was amended as follows :

Strike out all after the enacting clause, and insert the following :

SECTION 1. The provisions of section 2 of chapter 388 of the Laws of 1854, entitled “An act to incorporate the village of Lyons,” so far as they refer to or provide for or direct the election of one clerk and one constable are hereby repealed.

§ 2. Section 11 of chapter 388 of the Laws of 1854 is hereby amended so as to read as follows :

§ 11. The village board shall have power to appoint for said village one attorney, one street commissioner, two fire wardens, one poundmaster, any number of watchmen, not exceeding six, any necessary number of path-masters, one clerk, one police justice, and two police constables, who shall respectively hold their offices until the next annual election after their appointment, and until others are appointed in their stead ; every such appointment shall be made by resolution, in writing, to be passed by said board at a regular meeting thereof, and no such resolution shall be valid unless on the passage thereof it shall receive the assent of at least four of the members of said board ; provided, however, the said board at any regular meeting thereof shall have power in like manner to remove any officer, so appointed, for any malfeasance or misconduct in his

office, or in the performance of the duties connected therewith and for cause shown; and to fill any vacancy therein caused by such removal or otherwise in the same manner as provided in this section.

§ 3. The salary of the police justice appointed by this section shall be fixed by the board of trustees, and shall not exceed \$800 per year, payable quarterly, and shall not be increased or diminished for the year entered upon by any incumbent, and he shall not receive or retain any other fee or emolument whatever, except for taking acknowledgments and affidavits. He shall reside in and keep an office in the village, and shall not during his term of office hold any town, county or other village office. He shall have exclusive jurisdiction, except as is hereinafter provided, to issue all warrants in cases where the alleged crime or misdemeanor has been committed within the said village of Lyons, and of all cases within the said village of persons charged with being tramps, vagrants or disorderly persons, and all cases where summary conviction may be had, and in bastardy proceedings, and to hear and determine all complaints, and to conduct all examinations and trials in criminal cases that may now by law be had by a justice of the peace, or before a court of special sessions; and shall have the same power and jurisdiction in such criminal cases arising in said village which justices of the peace now have by law, or which may hereafter be conferred upon justices or the peace by law. He shall have the same powers in all cases as justices of peace to administer oaths and take affidavits. He shall also have exclusive civil and criminal jurisdiction of all violations of the charter, by-laws and ordinances of said village, of the grade or class which, as to amount, punishment or penalty, would otherwise be within the jurisdiction either of courts of special sessions or justices of the peace of towns. The course of procedure and practice before the police justice and in his court shall be the same as prescribed by the laws of this State in like cases before justices of the peace, or courts of special sessions of towns, according to the nature of the proceedings, except as hereinafter provided. For the enforcement of any fine imposed upon or penalty recovered against any person for any violation of the charter, ordinances or by-laws of said village, the police justice may, unless the same with all costs is paid, commit such person to imprisonment, as in cases of fines for like amounts imposed under the penal or criminal laws of this State by the justices of the peace or courts of special sessions in towns; or, in his discretion, he may, unless the same with all costs is paid, commit such person for a number of days certain, not exceeding the number of the dollars of the fine, to the jail of Wayne county, or to the lock-up or place of confinement that shall be erected or provided by authority of said village, but such imprisonment shall not in any case exceed thirty days. In all cases of imprisonment in pursuance of the sentence, judgment or direction of said police justice, and in all cases of detention or temporary commitment directed by him, in addition to the other places of confinement provided by the general laws, said lock-up or place of confinement provided by said village may be used as a place of imprisonment. He shall keep a docket provided by the board of

trustees, which shall remain the property of the village, in which he shall keep a record of all proceedings before him, commenced either with or without process, the date thereof, the nature of the offense charged, and what action was had thereon, and what disposition was made thereof, and all judgments, sentences and fines rendered or imposed by him, and whether collected, and if so, how and when, and all moneys and costs collected or paid, and when, together with a brief statement how and to what extent every judgment, sentence and imprisonment was carried out or complied with. Said docket shall be subject to inspection at all times by the trustees, or any of them, and by any inhabitant of said village, and by any person interested in any matter mentioned therein. The police justice shall collect and receive all fees, fines and allowances that are by law collectible by justices of the peace or courts of special sessions in towns, or that may be imposed or received by him, to enforce the charter or any of the by-laws or ordinances of said village. And at the first meeting of the board of trustees in every month he shall return thereto, in such form as the board of trustees may prescribe, a sworn tabular statement of all such fees, fines, allowances and moneys collected or received by him directly or indirectly during the last month preceding, and with it the receipt of the treasurer of the village, showing the payment of all such fines, allowances, fees and moneys into the village treasury for the benefit of the village; and any omission to render such statement or to pay over any moneys collected or received by him, or any part thereof, before such first meeting of the board in each month, or any false statement, or any intentional omission from such statement of any of said matters or portions of the moneys received by him, shall be sufficient cause for his removal from office by the board of trustees. The board of trustees may also appoint some justice of the peace of the town of Lyons, who shall at any time when the police justice shall be unable to perform the duties, or any of them, of his office, on account of necessary absence from the village, sickness, or any other cause that does not vacate his office, perform all the duties and have all the powers and be subject to all the regulations herein provided in respect to said police justice, and for such services he shall receive a proportionate share of the salary of said police justice, to be determined by the board of trustees, which amount paid him shall be deducted from the salary of said police justice, and such justice of the peace shall receive no fees, pay or allowances from any source for such services, except such proportionate share of said salary. But said justice of the peace shall make all statements and accounts as hereinbefore provided, for the period during which he shall discharge the duties of police justice. Said justice, thus designated, shall continue to discharge such duties in the cases herein provided during his term of office. If both said police justice and said justice of the peace thus designated shall at any time be temporarily absent from the village or unable to perform the duties of this office, the board of trustees may designate any other justice of the peace of the town of Lyons to perform the duties of said office during said temporary absence or

disability, and he shall receive payment therefor in the same manner and subject to the same regulations, including payment for his services, as hereinbefore provided for the justice of the peace first hereinbefore mentioned, and such justice, thus designated to act in case of the absence and inability of both the police justice and the justice of the peace hereinbefore first designated, shall have all the powers of and be subject to all the rules and regulations concerning said police justice for the time he shall act. But no justice of the peace of the town of Lyons shall receive any fees, emoluments or pay from any source, for the performance of any duties or the issuing of any process of which the police justice by this act has jurisdiction; nor shall it be lawful for any justice of the peace of the town of Lyons to make any charge against said village of Lyons, or the town or county in which the same is situate, for services rendered in or respecting criminal cases, trials or examinations in such village, or where the subject-matter thereof arose in said village, except as provided by this act, as hereinbefore stated, during the sickness, absence from the village or inability to act of the said police justice, or during a vacancy in said office.

§ 3. Section 15 of chapter 388 of the Laws of 1854 is hereby amended so as to read as follows:

§ 15. The police constables of said village appointed under this act shall, within five days after their appointment, execute a several bond to the village of Lyons, in such sum and with such sureties, not less than two in number, as the president shall approve, conditioned that he shall faithfully execute the duties of his office, and account for and pay over all moneys received by him according to law, which bond, with the approval of the president indorsed thereon, shall be filed with the clerk of said village, and such constable shall perform the duties and be subject to the liabilities and obligations prescribed by law for town constables within the limits of said village. Each of said constables shall receive a salary not to exceed \$45 per month, and they shall not receive or retain any other fees or emoluments, except they shall be entitled to and receive their actual expenses when incurred in traveling in discharge of their duty in carrying persons to prison, or by direction of the board of trustees in discharge of their duties, to be paid upon a verified account of the items of such expense in detail out of any unappropriated moneys in the village treasury. All costs and charges for their services collected in judgments for penalties or by way of fines or in any manner shall belong to the village and shall be paid to the police justice, who shall return the same, with the fines and moneys collected by him, to the board of trustees, and shall appear in the monthly account of the police justice rendered next after the collection of any such moneys. In case of vacancy in the office of police constable the board of trustees shall appoint to fill the vacancy as provided in section 11 of chapter 388 of the Laws of 1854, as amended by section 2 of this act. The said police constables shall have the full powers and duties of constables of towns in regard to criminal pro-

cess and proceedings, and in addition thereto all the powers and duties conferred by the charter of the village of Lyons upon the police constables, except in regard to civil process issued by any officer other than police justice, and they shall perform such other duties as shall be lawfully prescribed by the rules and regulations of the board of trustees; and it shall be the duty of said police constables to serve any and all process and papers issued by the police justice of the village of Lyons, and no other officer or person shall have authority to serve such process and papers. The salaries of the police constables shall be paid monthly out of any unappropriated money in the treasury of the village of Lyons. Each of said police constables shall keep a correct account of such services rendered by him as have heretofore been a town or county charge, and as fast as such services are rendered enter the items thereof, with the amount of the fees for the same, in a book for the purpose, to be provided by the board of trustees, and which shall remain the property of the village and be kept at the office of the police justice, and such accounts, duly verified and sworn to by the police constable rendering the services, or by the police justice or other person aware of the rendering thereof, shall be presented by the board of trustees at least once a year to the proper town or county auditing boards, which account shall be a charge against the town or county and audited by said boards, respectively, as if made by a town constable as heretofore, and when audited by said town or county boards shall be collected in the same manner as like accounts of town constables and paid to the treasurer of the village of Lyons for the use of said village, except that no extra compensation shall be charged against the town of Lyons for care of prisoners. And it shall be the duty of any such police constable to make out his account of services as far as rendered in proper form, duly verified at any time on request of the board of trustees; and in case of neglect so to do, the salary of such delinquent may be withheld until such account is properly rendered as aforesaid. The board of trustees shall have the power on special occasions, when in their judgment the emergency requires it, to appoint such special policemen by written appointment for such length of time and under such regulations as they shall deem proper, at a compensation not to exceed \$2 per diem; and during the time for which they are appointed such special policemen shall have the same powers and be governed by the same regulations as the said two permanent appointed police constables. The police justice to be appointed by this act and his successors in office, and the justice of the peace designated to perform the duties of the office of police justice in the cases hereinbefore provided for, shall be subject to the same liabilities, and his judgments and proceedings may be reviewed in the same manner and to the same extent as now by law provided in case of justices of the peace.

§ 4. Section 45 of said chapter and act is hereby amended so as to read as follows:

§ 45. The village board shall have power to cause sidewalks on the streets and highways in said village to be leveled, raised, flagged,

planked and repaired and ornamented with trees by the owners or occupants of any land or lots adjoining said sidewalks, as aforesaid, in front or adjoining said land or lots, and to determine and prescribe the manner of doing the same, and the materials to be used therein, and the quality of such materials; and in case the owner or occupant of any such land or lots shall neglect or refuse to complete the said required improvements within such reasonable time as may be required by said village board, the said board shall cause such improvements to be made and completed, and shall keep an account of the expense thereof, which expense may be then assessed upon such owner or occupant neglecting or refusing, and be a lien upon said land or lots and a tax against said owner or occupant, and may be added to the next annual assessment-roll, and be collected in the same manner as other taxes in said village, and to the expense thus ascertained may be added interest from the time the said expense was incurred, at the rate of six per cent per annum, said interest to be also assessed and collected in the same manner as other taxes in said village. And in case such taxes, assessment or expense and interest, to be collected by warrant to be issued by the said village board in the manner authorized by this act shall not be paid or collected by such warrant, the sum may be recovered by the said board in the corporate name of the village, against the owner or occupant of such land or lot, in an action in any court having cognizance thereof.

§ 5. All acts and parts of acts, so far as they relate to the village of Lyons and are inconsistent with the provisions of this act, are hereby repealed.

§ 6. This act shall take effect immediately.

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hendricks	Maher	Rice
Allen	Darragh	House	McCabe	Scott
Barager	Dimmick	Howe	Miles	Seeber
Boyce	Duffy	Howland	Moore	Shoemaker
Brogan	Earl	Hubbell	Murray	Sipp
Brown, C. W.	Ely	Hunt	Nagle	Sweet
Burns	Erwin	Husted	Nelson	Taylor
Butler	Farnum	Jobs	Noxon	Tremper
Cady	Felter	Johnson, G. R.	Oliver	Van Allen
Cartwright	Forsyth	Johnson, S. W.	Osborne	Van Cott
Childs	Haggerty	Kelly	Otis	Van Duzer
Church	Hall	Kneeland	Owen	Veeder

Clarke	Harpending	Kruse	Pierson	Westfall
Clapp	Hasbrouck	Lindsay	Pratt	Whiteman
Coffey	Hawkins	Littlejohn	Priddy	Zimmerman
Craig	Heath			

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Moore	Roche
Allen	Darragh	Howland	Nagle	Roosevelt
Baker	Erwin	Hubbell	Nash	Seeber
Barager	Farnum	Hunt	Nelson	Shoemaker
Boyce	Farrell	Jackson	Noxon	Smith, W. E.
Brogan	Felter	Jobes	Odell	Taylor
Brown, C. W.	Forsyth	Johnson, G. R.	Oliver	Van Allen
Brown, J. H.	Garbutt	Johnson, S. W.	Osborne	Van Cott
Burns	Geddes	Kelly	Otis	Van Duzer
Butler	Haggerty	Kittle	Owen	Veeder
Cady	Hall	Kneeland	Pierson	Welch
Cartwright	Harpending	Kruse	Pratt	Westfall
Childs	Hasbrouck	Lewis	Price	Whiteman
Clarke	Hawkins	Littlejohn	Priddy	Wilcox
Clapp	Heath	Maher	Rice	Zimmerman
Coffey	Hodges			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act for the relief of George L. Loutrel and Michael Dolan," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Nason, Int. No. 564, entitled "An act to repeal chapter 458 of the Laws of 1883, entitled 'An act to amend chapter 92 of the Laws of 1880, entitled An act in relation to the common lands of the town of Gravesend,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, reported by bill entitled "An act in relation to ballot-boxes," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Roosevelt, it was ordered that, when printed, said bill be recommitted to the committee on affairs of cities.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Hodges, Int. No. 505, entitled "An act to amend section 8, title 10 of chapter 863 of the Laws of 1873, entitled 'An act to amend the charter of the city of Brooklyn', and the various amendments thereof," reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Coffey, Int. No. 1076, entitled "An act in relation to repaving streets in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Clark, Int. No. 999, entitled "An act to alter the map or plan of a portion of the Twenty-fourth ward of the city of New York, as laid out and filed by the Department of Public Parks," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act laying out public places and park and parkways in the Twenty-third and Twenty-fourth wards of the city of New York, and in the adjacent district in Westchester county, and authorizing the taking of the lands for the same," reported in favor of the passage of the same, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, with amendments (Mr. Otis dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Horton, from the committee on claims, to which was referred the bill introduced by Mr. Barager, Int. No. 1027, entitled "An act to allow persons whose lands were damaged by the 'Chenango canal extension' to file claim for such damage and to collect the same," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Barager, and by unanimous consent, said bill was ordered to a third reading and printed.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Pierson, Int. No. 994, entitled "An act to incorporate the State Custodial Asylum for feeble-minded women at Newark, Wayne county, New York, to provide for the appointment of trustees and the purchase of an asylum building," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Littlejohn, Int. No. 1030, entitled "An act to provide for the publication of maps of the Adirondack survey and making an appropriation therefor," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was ordered to a third reading.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Clarke, Int. No. 1046, entitled "An act to amend an act entitled 'An act authorizing the commissioners of charities and correction in the city of New York to acquire

title to portions of Ward's island and the water rights surrounding the same,' passed May 14, 1872," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Kent, Int. No. 275, entitled "An act to amend the Code of Civil Procedure" (§ 1002), reported in favor of the passage of the same, with several amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1067, entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social recreative purposes,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1071, entitled "An act to provide for the publication of official notices and the session laws in two newspapers in counties other than New York and Kings, and the compensation therefor," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the consolidation of manufacturing corporations," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act respecting the employment of honorably discharged Union soldiers and sailors in the public service of the State of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Penal Code" (§§ 607 and 608), reported in favor of the passage of the same (Messrs. Scott, Westfall, Clapp and Wilcox dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 851 of the Laws of 1868, entitled 'An act to incorporate The St. Francis Monastery in the city of Brooklyn,'" reported in favor of the passage of the same, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Church offered, for the consideration of the House, a resolution in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of Assembly bill, printed No. 295, entitled "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors,' and supplementary to said act," and that the same be ordered to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 37 }
{ NOES 42 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Joyce	McDonald	Oliver
Binder	Craig	Kelly	Miles	Rice
Brogan	Dimmick	Kittle	Moore	Roche
Brown, C. W.	Duffy	Kruse	Mullaney	Roosevelt
Burns	Harpending	Lewis	Murphy	Rosenthal
Butler	Hasbrouck	Lindsay	Murray	Smith, C.
Cady	Howe	Maher	Nagle	Taylor
Church	Howland			

Those who voted in the negative, were

Bailey	Curtis	Husted	O'Neil	Smith, W. E.
Baker	Ely	Jobes	Osborne	Tremper
Beckwith	Farnum	Johnson, G. R.	Otis	Van Allen
Boyce	Felter	Littlejohn	Peterson	Van Duzer
Boynton	Hall	Nash	Priddy	Veeder
Brown, J. H.	Heath	Nelson	Scott	Westfall
Cartwright	House	Noxon	Seeber	Wilcox
Childs	Hubbell	Olin	Shoemaker	Zimmerman
Clapp	Hunt			

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1884. }

To the Assembly:

I return, without approval, Assembly bill No. 437, entitled "An act in relation to the appointment of bridge tenders on swing or lift bridges in the city of Rochester."

This bill authorizes the executive board of the city of Rochester to appoint the tenders of the swing or lift bridges over the canals in that city, and provides that if complaint is made by the State officers having charge of the canals, that such tenders are not performing their duties satisfactorily, they shall be removed and others appointed by said board.

These bridge tenders are charged with the immediate care and management of the swing and lift bridges constructed over the canals; and it is their duty to draw or lift such bridges to enable all boats navigating the canals to pass. Such bridges are constructed only by consent of the State as represented by the Superintendent of Public Works; and the sole object of the appointment of bridge tenders is to permit the navigation of the canals, which otherwise would be prevented by these bridges.

Section 3 of article 5 of the Constitution of the State provides that persons "employed in the care and management of the canals (with certain exceptions which do not include bridge tenders), shall be appointed by the Superintendent of Public Works, and be subject to suspension or removal by him."

I am of the opinion that the duties devolved upon the persons whose appointment is vested in the executive board of the city of Rochester by the terms of the bill under consideration are such that they should be regarded as "persons employed in the care and management of the canals," and that the Constitution does not permit their appointment by any authority except the Superintendent of Public Works.

Chapter 488 of the Laws of 1881 permits the erection of bridges over the canals by towns, cities and villages only with the consent and under the direction of the Superintendent of Public Works, and provides that if by reason of any such bridge being a hoist, lift or swing bridge, the constant attendance of bridge tenders shall be required to manage and work said bridge, the Superintendent of Public Works shall alone have the power of appointment and removal of such tenders. And the permits given by the Superintendent for the erection of such bridges uniformly contain a provision that they shall be maintained and operated under his control and supervision.

It is thus shown to be the policy of the State that these structures, the proper operation of which is so essential to the successful management of the canals, and the careless or improper operation of which might result in damage to individuals for which claims would be made against the State, should be in charge of its servants and agents, selected and approved by its officers.

This is so manifestly proper and prudent, that it seems to me very important that the present control of the State over the operation of these bridges should not be impaired.

GROVER CLEVELAND.

On motion of Mr. Pratt, said bill and the accompanying message were laid upon the table.

Mr. Cartwright moved to reconsider the vote by which Senate bill No. 22, entitled "An act to prevent life insurance companies from interposing the defense of suicide in certain cases," was passed.

Mr. Van Allen moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 28 }

Those who voted in the affirmative, were

Allen	Coffey	Heath	Mullaney	Rice
Baker	Craig	Hendricks	Murphy	Roche
Barnes	Curtis	Howland	Nagle	Rosenthal
Beckwith	Dimmick	Hunt	Nelson	Seeber
Binder	Donnelly	Jobes	Noxon	Smith, W. E.
Boynton	Donohue	Johnson, G. R.	Odell	Smith, C.
Brogan	Earl	Johnson, S. W.	Olin	Sweet

Brown, C. W.	Farrell	Kelly	Oliver	Taylor
Brown, J. H.	Felter	Lindsay	Osborne	Tremper
Burns	Forsyth	Maher	Owen	Veeder
Butler	Harpending	McCabe	Pratt	Welch
Cartwright	Hasbrouck	McDonald	Price	Wilcox
Childs	Haskell	Miles	Priddy	Zimmerman
Clinton	Hawkins	Moore		

Those who voted in the negative, were

Bailey	Clapp	Howe	Lewis	Roosevelt
Barager	Farnum	Hubbell	Littlejohn	Scott
Becker	Garbutt	Husted	Nash	Van Allen
Boyce	Hall	Joyce	O'Neil	Van Duzer
Cady	Hodges	Kittle	Pierson	Westfall
Church	House	Kruse		

Mr. Cartwright moved to amend said bill by striking out all after the word "where," in line 3, printed bill, down to and including the word "and," in line 4.

Also, strike out the word "said," in line 5, and insert the word "the;" and insert, after the word "act," in line 5, the words "causing death."

Mr. Littlejohn moved that said bill be recommitted to the committee on insurance, with instruction to amend as above, and report back forthwith.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate sent for concurrence the bills entitled as follows :

"An act extending and supplementing the rights, powers and duties heretofore possessed, conferred and imposed upon the Broadway Underground Railway Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to authorize the formation of the New York Transit Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to provide compensation for the performance of the duties of captain of the port of New York and harbor-masters of the port of New York since May 24, 1883," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

Mr. W. E. Smith moved that the committee on commerce and navigation be discharged from the further consideration of said bill and that the same be referred to the committee on ways and means.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. E. Smith, and it was determined in the negative.

{ AYES 43 }
{ NOES 58 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haggerty	Joyce	Odell
Allen	Darragh	Harpending	Kelly	Olin
Barnes	Dimmick	Howe	Littlejohn	O'Neil
Brown, C. W.	Donnelly	Howland	Maher	Roosevelt
Brown, J. H.	Earl	Hubbell	McCabe	Smith, W. E.
Cady	Erwin	Hunt	McDonald	Walrath
Childs	Farrell	Jobs	Miles	Welch
Church	Felter	Johnson, G.R.	Nelson	Wilcox
Coffey	Geddes	Johnson, S.W.		

Those who voted in the negative, were

Bailey	Dayton	Horton	Oliver	Seeber
Barager	Dibble	House	Osborne	Shoemaker
Becker	Donohue	Husted	Owen	Smith, C.
Binder	Duffy	Kneeland	Pierson	Taylor
Boyce	Farnum	Kruse	Pratt	Tremper
Boynton	Garbutt	Lewis	Price	Van Allen
Burns	Hall	Lindsay	Priddy	Van Cott
Butler	Hasbrouck	Mullaney	Rice	Veeder
Cartwright	Haskell	Murphy	Roche	Westfall
Clapp	Hawkins	Nagle	Rosenthal	Zimmerman
Clinton	Heath	Nash	Scott	Speaker
Curtis	Hodges	Noxon		

A message from the Senate was received and read in the words following:

IN SENATE, *April 24, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to release the interest of the people of the State of New York in and to the lands of which Andreas Henry Gaupp died seized, to Katharine Gaupp, widow."

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Thomas, and by unanimous consent, the same was amended as follows:

Section 1, line 2, after the words "New York," insert the words "accrued on account of the alienage of any person."

And as amended re-engrossed, passed and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dayton	Husted	Odell	Seeber
Bailey	Donnelly	Jobs	Olin	Shoemaker
Barnes	Dreiss	Johnson, G. R.	Oliver	Smith, W. E.
Becker	Earl	Johnson, S. W.	O'Neil	Smith, C.

Binder	Erwin	Joyce	Osborne	Sweet
Boynton	Farnum	Kittle	Otis	Taylor
Brogan	Farrell	Kruse	Owen	Tremper
Brown, C. W.	Felter	Lindsay	Palmer	Van Allen
Brown, J. H.	Garbutt	Littlejohn	Pierson	Van Cott
Burns	Haggerty	Maher	Pratt	Van Duzer
Butler	Harpending	McCabe	Price	Veeder
Cady	Hawkins	Miles	Priddy	Walrath
Cartwright	Heath	Murphy	Rice	Welch
Childs	Hodges	Nagle	Roche	Westfall
Church	Howland	Nash	Roosevelt	Whiteman
Clapp	Hubbell	Nelson	Rosenthal	Wilcox
Craig	Hunt	Noxon	Scott	Zimmerman
Darragh				

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Haskell	Littlejohn	Price
Bailey	Curtis	Heath	Maher	Priddy
Baker	Darragh	Higgins	McCabe	Rice
Barnes	Dayton	Hodges	McDonald	Roche
Becker	Dean	Horton	Miles	Roosevelt
Beckwith	Dimmick	House	Moore	Rosenthal
Binder	Donnelly	Howe	Mullaney	Scott
Boyce	Donohue	Howland	Murphy	Smith, W. E.
Boynton	Earl	Hubbell	Nash	Smith, C.
Brogan	Ely	Husted	Nelson	Sweet
Brown, C. W.	Erwin	Jobs	Noxon	Taylor
Brown, J. H.	Farnum	Johnson, G. R.	Odell	Van Allen
Burns	Farrell	Johnson, S. W.	Olin	Van Cott
Cartwright	Felter	Joyce	Oliver	Van Duzer
Church	Garbutt	Kelly	Osborne	Veeder
Clarke	Geddes	Kittle	Otis	Welch
Clapp	Haggerty	Kneeland	Owen	Westfall
Clinton	Harpending	Lewis	Pierson	Zimmerman
Coffey	Hasbrouck	Lindsay	Pratt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Lewis, Int. No. 779, entitled "An act in relation to the navigation of the Erie canal," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Shoemaker, Int. No. 1048, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary, elevators and warehouses in this State," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Dayton, from the sub-committee of the whole, submitted a report which was laid upon the table and ordered printed.

(See Doc. No. 160.)

Mr. Van Allen, from the committee on insurance, to which was recommitted Senate bill No. 22, entitled "An act to regulate the defense of suicide by life insurance companies in cases of insanity," reported favorably with the following amendments, as instructed by the House:

Amend by striking out all after the word "where," in line 4, down to and including the word "and," in line 6, and by striking out the word "said," in line 7, and substituting therefor the word "the," and inserting after the word "act," in line 7, the words "causing death."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Howe	Moore	Roosevelt
Allen	Dimmick	Howland	Mullaney	Rosenthal
Bailey	Donnelly	Jobes	Murphy	Smith, W. E.
Becker	Erwin	Johnson, G. R.	Murray	Smith, C.
Boynton	Farrell	Johnson, S. W.	Nagle	Sweet
Brogan	Felter	Joyce	Nash	Taylor
Brown, C. W.	Garbutt	Kelly	Noxon	Van Allen
Burns	Harpending	Kittle	Odell	Van Cott
Cady	Hasbrouck	Kneeland	Olin	Veeder
Cartwright	Haskell	Kruse	Oliver	Walrath
Church	Heath	Lewis	Osborne	Whiteman
Clinton	Hendricks	Lindsay	Otis	Wilcox
Coffey	Higgins	Maher	Owen	Zimmerman
Craig	Hodges	McCabe	Roche	Speaker
Curtis	Horton	McDonald		

Those who voted in the negative, were

Brown, J. H.	Hubbell	Pratt	Westfall
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Ackroyd offered, for the consideration of the House, a resolution in the words following:

Resolved, That when this House adjourns to-day, it adjourn until Monday evening at 8 o'clock.

Mr. Hasbrouck moved to amend that when the hour of 2 p. m., arrives, this House take a recess until 4 o'clock.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hasbrouck, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Ackroyd, and it was determined in the affirmative.

By unanimous consent,

Mr. Husted moved that the concurrent resolution requesting the Senators and Representatives of the State of New York in the Congress of the United States, to support the bill to appropriate \$10,000,000 for the improvement and maintenance of the Erie canal, be made a special order for Monday evening, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate bill entitled "An act authorizing the Superintendent of Public Works to purchase certain real estate in the city of Cohoes for the use of the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Higgins	Lindsay	Pratt
Allen	Craig	Hodges	Littlejohn	Roche
Baker	Curtis	Hookey	Maher	Roosevelt
Barnes	Darragh	Horton	McCabe	Rosenthal
Barager	Dimmick	Howe	Miles	Seeber
Becker	Duffy	Howland	Murphy	Smith, W. E.
Binder	Erwin	Hubbell	Murray	Sweet
Brogan	Farnum	Husted	Nagle	Taylor
Brown, C. W.	Farrell	Jobes	Nash	Van Allen
Brown, J. H.	Felter	Johnson, G. R.	Noxon	Van Cott
Burns	Forsyth	Johnson, S. W.	Odell	Van Duzer
Butler	Garbutt	Joyce	Olin	Veeder
Cartwright	Haggerty	Kelly	Oliver	Welch
Church	Hall	Kittle	Osborne	Wilcox
Clapp	Haskell	Kneeland	Owen	Zimmerman
Clinton	Heath	Lewis	Pierson	

For the negative,

Hasbrouck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act in addition to and amendatory of the several acts relating to a supply of water in the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Becker	Darragh	Hooley	Murphy
Allen	Craig	Higgins	Moore	Roosevelt
Baker	Curtis	Hodges	Mullaney	Rosenthal

Beckwith	Donohue	Husted	Nelson	Smith, W. E.
Binder	Duffy	Jobes	Noxon	Smith, C.
Brogan	Felter	Johnson, S.W.	Olin	Sweet
Brown, J. H.	Forsyth	Joyce	Oliver	Taylor
Burns	Garbutt	Kelly	Osborne	Tremper
Butler	Haggerty	Kittle	Owen	Van Allen
Cady	Hall	Kneeland	Pierson	Van Cott
Cartwright	Harpending	Kruse	Pratt	Veeder
Clarke	Haskell	Littlejohn	Price	Walrath
Clapp	Hawkins	Maher	Priddy	Welch
Clinton	Heath	Nagle	Roche	Wilcox
Coffey	Howland	Nash	Seeber	Zimmerman
Dimmick	Hubbell			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 851 of the Laws of 1868, entitled 'An act to incorporate The St. Francis Monastery of the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	House	Odell	Smith, W. E.
Bailey	Erwin	Husted	Olin	Smith, C.
Barnes	Farnum	Johnson, S.W.	Oliver	Sweet
Becker	Farrell	Joyce	Osborne	Taylor
Binder	Felter	Kelly	Otis	Tremper
Brogan	Forsyth	Kittle	Owen	Van Allen
Burns	Garbutt	Kneeland	Pierson	Van Cott
Butler	Haggerty	Kruse	Pratt	Van Duzer
Cady	Hall	Lewis	Price	Veeder
Cartwright	Harpending	Littlejohn	Rice	Walrath
Clapp	Haskell	Murray	Roche	Welch
Clinton	Hawkins	Nagle	Roosevelt	Westfall
Coffey	Heath	Nash	Scott	Whiteman
Craig	Higgins	Nelson	Seeber	Wilcox
Dayton	Hodges	Noxon	Shoemaker	Zimmerman
Dimmick	Horton			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(See Doc. No. 159)

On motion of Mr. House, at 12 o'clock and 40 minutes, the House adjourned.

MONDAY, APRIL 28, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. D. L. Schwartz.

The journal of Friday, April 25, was read and approved.

Mr. Burns spoke to a question of privilege in relation to the freedom of worship bill.

Mr. Speaker called from the table the report of the sub-committee of the whole, as found in Assembly Document No. 160, as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 365, G. O. 360, "An act to amend chapter 528 of the Laws of 1880, entitled 'An act to provide for the appointment of a board of elections and of registers, canvassers, inspectors and poll-clerks of the city of Brooklyn, and to fix their compensation.'"

No. 621, G. O. 323, "An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts, for the purpose of taxation.'"

No. 590, G. O. 556, "An act to amend chapter 675 of the Laws of 1881, entitled 'An act to facilitate the payment of school taxes by railroad companies,' and the acts amendatory thereof."

No. 589, G. O. 555, "An act to legalize the acts of the trustees of the 'First Presbyterian Church of Batchellerville' in selling and conveying certain real estate."

No. 597, G. O. 564, "An act to amend subdivision 2 of the certificate of articles of incorporation of the Northern Tier Masonic Mutual Relief Association."

No. 688, G. O. 461, "An act to lay out and establish a permanent exterior street along a portion of the East river in the city of New York, and to alter the map or plan of the city of New York to conform thereto."

No. 478, G. O. 427, "An act to amend chapter 513 of the Laws of 1880, entitled 'An act to regulate the licensing of physicians and surgeons.'"

[With an amendment.]

No. 719, G. O. 687, "An act locating the offices of the several town clerks in the State of New York."

[With an amendment.]

No. 524, G. O. 501, "An act to prevent the spread of foul brood among bees, and to extirpate the same."

No. 528, G. O. 506, "An act to provide for the support of the fire department, and to regulate the salaries of certain officers of the city of Syracuse, and to revise the charter of said city."

[With an amendment.]

No. 567, G. O. 542, "An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled 'An act to amend chapter 410 of the Laws of 1878, entitled 'An act to improve Flushing avenue, Long Island City.'"

No. 461, G. O. 421, "An act to provide for the care, transportation and commitment, and the payment therefor, of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the almshouse in the city of Albany."

Senate, No. 233, G. O. 677, "An act to amend an act entitled 'An

act to amend the act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, being chapter 163 of the Laws of 1860."

Senate, No. 692, G. O. 692, "An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions."

Senate, No. 202, G. O. 637, "An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases as amended by chapter 798 of the Laws of 1868, and chapter 551 of the Laws of 1873.'"

Senate, No. 305, G. O. 680, "An act to amend chapter 402 of the Laws of 1882, entitled 'An act to repeal certain acts and parts of acts.'"

Senate, No. 39, G. O. 588, "An act in relation to the examination of the accounts, etc., of the surrogate's court and the transfer of the moneys and securities to the county treasurers."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

Mr. Speaker called from the table Assembly Doc. No. 159, being a list of special general orders.

The Speaker and Clerk, with the consent of the House, referred the following entitled bills to the sub-committee of the whole :

No. 627, G. O. 585, "An act to amend chapter 284 of the Laws of 1874, entitled 'An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company,' passed April 29, 1874."

No. 746, G. O. 698, "An act to amend an act entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, and the acts amendatory thereof.'"

No. 747, G. O. 699, "An act to erect the town of Childwold, in the county of St. Lawrence."

No. 727, G. O. 697, "An act entitled 'An act to amend chapter 122 of the Laws of 1883, entitled An act to provide for voting by ballot at town meetings on propositions to raise money by tax.'"

No. 686, G. O. 648, "An act to provide for the payment of wages to operatives and laborers of domestic corporations placed in the hands of a receiver, other than of insurance and moneyed corporations."

Senate, No. 97, G. O. 294, "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

No. 723, G. O. 690, "An act to amend chapter 288 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' and the acts amendatory thereof."

No. 224, G. O. 220, "An act to regulate the sale and manufacture of metallic wares in this State."

Senate, No. 301, G. O. 719, "An act making a grant of certain lands to remedy a misdescription in a grant made by the people of the State of New York to Conrad Poppenhusen, February 20, 1857."

No. 748, G. O. 700, "An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases."

Senate, No. 73, G. O. 718, "An act to make provision for a public park in the Seventh ward of the city of New York, including therein all

necessary alterations of the map or plan of said city, the acquisition of land for such park, and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvements."

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1884. }

To the Assembly :

I return Assembly bill No. 315, entitled "An act to extend the operation and effect of chapter 46 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes,'" without approval.

The object of this bill is to permit the formation of corporations for the purpose of operating machinery for securing a uniform standard of time by means of a central clock, regulating and controlling subsidiary clocks under the provisions of chapter 40 of the Laws of 1848, which was originally entitled "An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes."

This title was amended in 1866 in such manner as to read as recited in the title to this bill. But, inasmuch as the act of 1848 is only mentioned as the law by which this new kind of corporation shall be governed, I think it should be referred to as a means of identification by its original instead of its amended title.

This course has been adopted, I find, in all the laws passed since the change of its title extending its operation to other purposes.

This law of 1848 has been amended so often and in such a heedless way, that there seems to be quite some difficulty in discovering its exact condition; and I judge by the revisers' notes found at the foot of page 1731, volume 2, seventh edition of the Revised Statutes, that it is not absolutely safe to rely upon it.

In 1875 owing probably to the confusion in which the statutes on this subject were found, a law was passed for the formation of business corporations. This seems to be a plain and simple statute, applicable to the formation of nearly every kind of corporation, and I suppose was really intended to take the place of all prior statutes on this subject. Under this law, the corporation sought to be authorized under the bill herewith returned, could be easily and much more safely organized without any legislation on this subject.

GROVER CLEVELAND.

On motion of Mr. Howland, said bill and its accompanying message were laid upon the table.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1884. }

To the Assembly :

I return, without approval, Assembly bill No. 483, entitled "An act to amend chapter 400 of the Laws of 1880, entitled 'An act making appropriations for the several judicial district libraries.'"

The law which this bill amends appropriated from the funds of the State nearly \$15,000 for the purchase of books for ten different law libraries which from time to time have been established, and are now maintained by the State. The particular section amended by the bill before me appropriates \$600, to be paid annually to each of said libraries. The amendment consists in adding the Orange County Reference Law Library, located at the city of Newburgh, to those attempted to be provided for by the original law. But in the year 1881 the Legislature, instead of regarding the limit of \$600 fixed by its predecessor, again appropriated nearly \$15,000 for the purchase of books for this class of libraries. In 1882 it appears that but \$6,000 was appropriated for such purpose, and in 1883 \$11,000 was thus appropriated. So far as section 3 of the Laws of 1880, which is amended by this bill, can be considered as an appropriation, it could not bind and was not even followed by subsequent Legislatures; and by the terms of the Constitution, no money could be paid out of the State treasury, pursuant to such law, except within two years from the date of its passage. I consider this section of that law as spent and of no practical effect; and if the amendment thereto proposed by the bill under consideration has any force, it simply operates as an appropriation of \$600 to a law library, which for the first time seeks to gain a place among objects of the same character for which State funds are annually appropriated. There are seven law libraries owned by the State, now in use by the several judges of the Court of Appeals, and there are at least nine others, one located in each judicial district, except the sixth which seems to have two. It is possible that all are not included in their statement, but it must be agreed, as I think that when the State maintains sixteen law libraries for the use of its lawyers and judges, such exceedingly questionable generosity should not be extended.

GROVER CLEVELAND.

On motion of Mr. Odell, said bill and the accompanying message were laid upon the table.

The third reading of bills having been announced,

Mr. Husted moved that said order of business be laid upon the table for the purpose of taking up the special order of the day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Husted called from the table the resolution previously offered by him in the words following:

Resolved (if the Senate concur), That the Senators and Representatives in Congress from this State be and they are hereby requested to urge the passage of the "Wemple bill" now before Congress, authorizing the Secretary of the Treasury to pay \$1,000,000 annually for a period of ten years for the improvement of the Erie canal.

Resolved (if the Senate concur), That the Clerk of the Assembly forward to the Clerk of the United States Senate and the Clerk of the House of Representatives a copy of this resolution.

Mr. Littlejohn offered the following as a substitute for said resolution:

Whereas, The interests of the great Western and North-western grain producing States bordering upon or by their system of railway

reaching the great chain of lakes, demand that our State canals, to-wit, the Erie canal connecting the Hudson river and the city of New York with Lake Erie at Buffalo, the Oswego canal with Lake Ontario at Oswego, and the Champlain canal, through Lake Champlain and the Canadian Caughnewaga canal with the St. Lawrence river at Montreal, always be maintained in good order, and further improved as great water-ways for the cheap transportation of their products to the great market of the Atlantic sea board; and

Whereas, These canals, when maintained and controlled by government authorities and used by hundreds of individual boat owners as carriers, in sharp rivalry with each other, will ever continue to be important regulators of the rates of freight between the West and the East in competition with the railways and water-lines to New Orleans, Montreal, New York, Philadelphia, Baltimore and other important points, thus guaranteeing at all times a much less cost of transportation for such products; and

Whereas, In competition with the St. Lawrence river, the Mississippi river and other rival routes, the State of New York has abolished all tolls (once a source of large revenue), on all property passing over it from other States as well as our own, making it necessary to raise by direct taxation upon the people of the State the moneys to support and operate said canals; therefore,

Resolved (if the Senate concur), That the Senators and Representatives in Congress from this State be and they are hereby requested to urge the passage of a bill which shall authorize the Secretary of the Treasury of the United States to pay into the State of New York not less than one million of dollars annually for a period of ten years, to be expended by the State in the improvement of the canals aforesaid.

Resolved (if the Senate concur), That the Clerk of the Assembly be directed to forward copies of the foregoing preambles and resolutions to each of the Senators and Representatives in Congress from this State.

Mr. Van Duzer moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said substitute as offered by Mr. Littlejohn, and it was determined in the negative.

{ AYES 37 }
{ NOES 52 }

Those who voted in the affirmative, were

Baker	Dimmick	Lindsay	Noxon	Roche
Becker	Farnum	Littlejohn	Olin	Rosenthal
Beckwith	Felter	Locke, L. R.	Oliver	Smith, W. E.
Binder	Hasbrouck	Maher	Osborne	Sweet
Boynton	Hawkins	Mullaney	Owen	Van Allen
Church	Hookey	Murphy	Pierson	Van Cott
Coffey	Howe	Nelson	Rice	Veeder
Curtis	Kelly			

Those who voted in the negative, were

Bailey	Dibble	Hendricks	Joyce	Price
Barnes	Donnelly	Higgins	Kent	Seeber
Barager	Donohue	Hodges	Kneeland	Shoemaker
Boyce	Earl	House	Kruse	Taylor

Brown, J. H.	Erwin	Howland	Locke, S. D.	Tremper
Burns	Garbutt	Hubbell	McCabe	Van Duzer
Butler	Haggerty	Husted	Murray	Walrath
Cady	Hall	Jackson	Nash	Westfall
Clapp	Harpending	Johnson, S. W.	Odeil	Whiteman
Clinton	Haskell	Jones	Palmer	Wilcox
Craig	Heath			

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Husted, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Van Cott moved, in accordance with a notice previously given by him to suspend Rule 28, in order to make Assembly bill No. 248, entitled "An act to amend the Penal Code," a special order for a day certain by a majority vote.

Pending which,

Mr. Hunt moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Oliver moved that the order of third reading of bills be laid upon the table for the purpose of going into general orders.

Pending which,

Mr. Hunt moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 10 o'clock and 15 minutes, the House adjourned.

TUESDAY, APRIL 29, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. H. W. Bennett.

The journal of yesterday was read and approved.

Mr. Roosevelt gave notice that, on some future day, he would move to suspend Rule 41, so that Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," and Assembly bill No. 759, introduced by Mr. Roosevelt, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' may be ordered to a third reading without being considered in the committee of the whole.

Indefinite leave of absence was granted to Mr. Ackroyd.

The privileges of the floor were extended to Hon. Cornelius Van Buren and Hon. M. L. Stover.

By unanimous consent,

Mr. Olin introduced a bill entitled "An act supplementary to an act entitled 'An act to incorporate the Genesee Camp Ground Association,' passed April 6, 1857," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Olin, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clapp	Higgins	Maher	Roosevelt
Bailey	Craig	House	McCabe	Scott
Baker	Curtis	Howe	Murphy	Seeber
Barnes	Darragh	Howland	Murray	Shoemaker
Barager	Dibble	Hunt	Nagle	Sipp
Becker	Dimmick	Husted	Nash	Smith, W. E.
Beckwith	Donnelly	Johnson, G. R.	Noxon	Sweet
Binder	Dreiss	Johnson, S. W.	Odell	Taylor
Boyce	Earl	Jones	Olin	Van Allen
Boynton	Farnum	Joyce	Oliver	Van Cott
Briggs	Farrell	Kelly	O'Neil	Veeder
Brogan	Felter	Kent	Osborne	Walrath
Brown, C. W.	Garbutt	Kittle	Otis	Welch
Brown, J. H.	Geddes	Kneeland	Owen	Westfall
Burns	Haggerty	Kruse	Palmer	Whiteman
Butler	Hall	Lindsay	Pierson	Wilcox
Cady	Harpending	Littlejohn	Pratt	Zimmerman
Cartwright	Hawkins	Locke, S. D.	Roche	Speaker
Clarke				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Howe, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, printed No. 324, entitled "An act in relation to telegraph and electric light companies in cities of this State," and the same was ordered to a third reading.

Mr. Church offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill, printed No. 600, entitled "An act to amend an act entitled 'An act to establish free schools in district No. 3 in the town of Flushing,' passed April 16, 1857, and to provide for the purchase of sites, the erection of school-houses, and the support and management of the schools in said district," be recommitted to the committee on public education.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Van Cott gave notice that, at some future day, he would move to suspend Rule 41, for the purpose of ordering Assembly bill No. 248 to a third reading by a majority vote.

On motion of Mr. Kneeland, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill entitled "An act authorizing the disposition of the real property of the late Hiram Crandall, of the village of Cortland, in Cortland county, for the payment of his debts and funeral expenses,

without requiring all his personal property to have been exhausted or applied on said debts and expenses;" and the same was ordered to a third reading.

The bill entitled "An act to provide for the removal of obstructions of navigation in the outlet of Chautauqua lake, in the county of Chautauqua, and to appropriate certain moneys for such purpose," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Dean	Horton	Lindsay	Owen
Bailey	Dibble	House	Littlejohn	Pratt
Baker	Dimmick	Howe	Locke, S. D.	Priddy
Barnes	Donnelly	Howland	Locke, L. R.	Roche
Barager	Donohue	Hubbell	Maher	Roosevelt
Becker	Earl	Husted	Mullaney	Rosenthal
Binder	Erwin	Jackson	Murphy	Shoemaker
Boyce	Farrell	Johnson, G. R.	Murray	Smith, W. E.
Brown, C. W.	Felter	Johnson, S. W.	Nagle	Sweet
Brown, J. H.	Garbutt	Jones	Noxon	Taylor
Burns	Haggerty	Joyce	Odell	Tremper
Cady	Hall	Kelly	Olin	Van Allen
Cartwright	Harpending	Kent	Oliver	Van Cott
Clapp	Haskell	Kittle	O'Neil	Veeder
Craig	Heath	Kneeland	Osborne	Westfall
Curtis	Higgins	Kruse	Otis	Speaker
Darragh	Hodges	Lewis		

Those who voted in the negative, were

Boynton Hasbrouck

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 450 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Hawkins	Kruse	Rosenthal
Baker	Dean	Heath	Lindsay	Seeber
Barnes	Dibble	Hendricks	Murray	Shoemaker
Barager	Dimmick	House	Nagle	Sipp
Becker	Donnelly	Howe	Nash	Smith, C.
Beckwith	Donohue	Howland	Noxon	Sweet
Binder	Dreiss	Hubbell	Olin	Taylor
Boyce	Duffy	Jackson	Oliver	Tremper

Boynton	Earl	Johnson, G. R.	Osborne	Van Ailen
Brown, C. W.	Erwin	Johnson, S. W.	Otis	Van Cott
Brown, J. H.	Farnum	Jones	Owen	Van Duzer
Burns	Farrell	Joyce	Palmer	Veeder
Cady	Felter	Kelly	Pierson	Walrath
Clapp	Garbutt	Kent	Priddy	Welch
Clinton	Haggerty	Kittle	Rice	Westfall
Craig	Hall	Kneeland	Roosevelt	Zimmerman
Curtis	Harpending			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 467 of the Laws of 1879, entitled 'An act to amend chapter 459 of the Laws of 1877, entitled An act in relation to the salaries, fees, percentages and allowances of the officers of the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Horton	Murphy	Scott
Baker	Dayton	House	Murray	Seeber
Barnes	Dean	Howe	Nagle	Shoemaker
Barager	Dibble	Howland	Nash	Sipp
Becker	Dimmick	Hubbell	Nelson	Smith, C.
Beckwith	Donnelly	Husted	Noxon	Sweet
Binder	Donohue	Jackson	Odell	Taylor
Boyce	Duffy	Johnson, G. R.	Oliver	Tremper
Boynton	Earl	Johnson, S. W.	O'Neil	Van Allen
Brown, C. W.	Erwin	Jones	Osborne	Van Cott
Brown, J. H.	Farnum	Joyce	Otis	Van Duzer
Burns	Farrell	Kent	Owen	Veeder
Butler	Felter	Kneeland	Palmer	Walrath
Cady	Garbutt	Kruse	Pierson	Welch
Childs	Haggerty	Lindsay	Rice	Westfall
Clapp	Hall	Littlejohn	Roche	Whiteman
Clinton	Harpending	Maher	Roosevelt	Wilcox
Coffey	Hawkins	McCabe	Rosenthal	Zimmerman
Craig	Heath	McDonald		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and the several acts amendatory thereof and supplemental thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Hodges	Maher	Roosevelt
Bailey	Dayton	Horton	McCabe	Rosenthal
Baker	Dean	Howe	Moore	Scott
Barnes	Dimmick	Howland	Murphy	Seeber
Barager	Donnelly	Hubbell	Murray	Shoemaker
Becker	Donohue	Hunt	Nagle	Sipp
Beckwith	Duffy	Husted	Nash	Smith, W. E.
Binder	Earl	Jackson	Nelson	Smith, C.
Boynton	Ely	Johnson, G. R.	Noxon	Sweet
Brown, C. W.	Farnum	Johnson, S. W.	Odell	Taylor
Brown, J. H.	Felter	Joyce	Oliver	Van Allen
Burns	Forsyth	Kelly	O'Neil	Van Cott
Cady	Haggerty	Kent	Osborne	Veeder
Cartwright	Hall	Kneeland	Otis	Walrath
Childs	Harpending	Kruse	Palmer	Westfall
Clapp	Hawkins	Lindsay	Priddy	Wilcox
Clinton	Heath	Locke, S. D.	Rice	Zimmerman
Coffey	Hendricks	Locke, L. R.	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 217 of the Laws of 1865, entitled "An act to establish the office of receiver of taxes and assessments in the town of East Chester, in the county of Westchester, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Heath	Locke, S. D.	Rosenthal
Bailey	Dayton	Hodges	Locke, L. R.	Seeber
Barnes	Dean	Horton	Maher	Shoemaker
Becker	Dimmick	House	McCabe	Sipp
Beckwith	Donnelly	Howe	Murphy	Smith, W. E.
Binder	Donohue	Howland	Murray	Smith, C.
Boynton	Duffy	Hubbell	Nagle	Sweet
Brown, C. W.	Earl	Husted	Nash	Taylor
Brown, J. H.	Ely	Jackson	Nelson	Tremper
Burns	Erwin	Johnson, G. R.	Noxon	Van Allen
Butler	Farnum	Johnson, S. W.	Odell	Van Cott
Cady	Felter	Joyce	Oliver	Veeder
Cartwright	Forsyth	Kelly	Osborne	Walrath
Childs	Garbutt	Kent	Otis	Welch
Clapp	Geddes	Kittle	Owen	Westfall
Clinton	Haggerty	Kneeland	Palmer	Whiteman
Coffey	Hall	Kruse	Pierson	Wilcox
Craig	Harpending	Lewis	Roosevelt	Zimmerman
Curtis	Hawkins	Littlejohn		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Commissioners of the Land Office to grant and convey to Robert Schroeder certain lands in Franklin county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hasbrouck	Locke, S. D.	Roche
Bailey	Darragh	Haskell	Locke, L. R.	Scott
Baker	Dayton	Hawkins	McCabe	Seeber
Barnes	Dean	Heath	Moore	Shoemaker
Barager	Dibble	Hodges	Murphy	Sipp
Becker	Dimmick	House	Nagle	Smith, W. E.
Binder	Donnelly	Howland	Nash	Smith, C.
Boyce	Donohue	Hubbell	Nelson	Sweet
Boynton	Dreiss	Husted	Noxon	Taylor
Brown, C. W.	Duffy	Jackson	Odell	Tremper
Brown, J. H.	Earl	Johnson, G. R.	Oliver	Van Allen
Burns	Ely	Johnson, S. W.	O'Neil	Van Cott
Butler	Erwin	Joyce	Osborne	Van Duzer
Cartwright	Farnum	Kent	Otis	Veeder
Childs	Felter	Kittle	Owen	Walrath
Church	Forsyth	Kneeland	Palmer	Welch
Clapp	Haggerty	Kruse	Pratt	Westfall
Clinton	Hall	Lindsay	Price	Wilcox
Coffey	Harpending	Littlejohn	Rice	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 15, 1884. }

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 429, entitled "An act to amend chapter 190 of the Laws of 1863, entitled 'An act to incorporate the Seminary of Our Lady of Angels,' and the acts amendatory thereof."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hawkins	McCabe	Sipp
Bailey	Darragh	Hodges	Nagle	Smith, W. E.
Baker	Dayton	Howland	Nash	Smith, C.
Barnes	Dean	Hubbell	Nason	Sweet
Barager	Dibble	Husted	Noxon	Taylor
Becker	Dimmick	Jackson	Odell	Tremper
Binder	Donnelly	Johnson, G. R.	O'Neil	Van Allen
Boynton	Donohue	Johnson, S. W.	Osborne	Van Cott
Brown, C. W.	Duffy	Joyce	Otis	Van Duzer
Brown, J. H.	Farnum	Kelly	Owen	Veeder
Burns	Felter	Kent	Palmer	Walrath
Butler	Forsyth	Kneeland	Roche	Welch
Cady	Haggerty	Kruse	Rosenthal	Westfall
Childs	Hall	Lewis	Scott	Wilcox
Clapp	Harpending	Lindsay	Seeber	Zimmerman
Coffey	Haskell	Littlejohn	Shoemaker	

On motion of Mr. Welch, and by unanimous consent, said bill was amended by striking out all after the word "privileges," in line 11, printed bill, and inserting the following: "And subject to such regulations and restrictions conformable to law, as the said Regents may deem proper; and the said college shall have the right to maintain a medical department and any other department of learning that is maintained by any college or university in this State, and may maintain any department thereof and enjoy and exercise all or any of the powers, rights and franchises thereof in the county of Erie; and the trustees of the said college shall have the power and right to grant and confer any degree which may be or is granted and conferred by any college, university or other institution of learning in this State legally authorized so to do; and every diploma given in testimony thereof shall entitle the possessor to all the immunities which by law or usage are allowed to possessors of similar diplomas granted by any college, university or other institution of learning in this State. And the trustees of said college may grant and confer the degree of doctor of medicine, but only upon the recommendation of the board of medical professors of said college, and of at least three curators of the medical profession fully and legally qualified to practice medicine and surgery to be appointed by said trustees, and which curators shall not in any manner be connected with said college; but no person shall receive a diploma conferring such degree unless he be of good moral character, and of the age of twenty-one years, and unless he shall have received a good English education, and shall have pursued the study of medicine and the sciences connected therewith at least three years after the age of sixteen years and shall have received instruction from some physician and surgeon legally authorized to practice his profession until he is qualified to enter a medical college, and also shall, after that age, have attended at least three complete courses of lectures in the medical department of some legally incorporated university, or medical school, the last of which courses shall have been so attended in the medical department of said college."

"§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Horton	Murphy	Scott
Bailey	Dayton	Howland	Nagle	Seeber
Baker	Dean	Hubbell	Nash	Shoemaker
Barnes	Dibble	Husted	Nelson	Sipp
Barager	Donohue	Jackson	Noxon	Smith, W. E.
Becker	Dreiss	Johnson, G. R.	Odell	Smith, C.
Binder	Duffy	Johnson, S. W.	Oliver	Sweet
Boynton	Erwin	Joyce	Osborne	Tremper
Brown, C. W.	Farnum	Kelly	Otis	Van Allen
Brown, J. H.	Farrell	Kneeland	Owen	Van Cott
Burns	Felter	Kruse	Palmer	Van Duzer
Butler	Harpending	Littlejohn	Pierson	Walrath
Cady	Hasbrouck	Locke, S. D.	Pratt	Welch
Childs	Hawkins	Locke, L. R.	Priddy	Whiteman
Clapp	Heath	McCabe	Roosevelt	Wilcox
Clinton	Hendricks	McDonald	Rosenthal	Zimmerman
Curtis	Hodges	Miles		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Roosevelt moved to lay the order of third reading of bills upon the table for the purpose of going into the committee of the whole on Assembly bill No. 759, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bill entitled as follows:

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

After some time spent therein, Mr. Speaker resumed the chair, and Mr. W. E. Smith, from said committee, reported progress on said named bill, and asked leave to sit again.

Mr. Roosevelt moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading, with the amendments adopted in the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

} AYES 71
 } NOES 35

Those who voted in the affirmative, were

Bailey	Dibble	Horton	Kruse	Pierson
Baker	Dimmick	House	Lewis	Price
Barnes	Donohue	Howe	Lindsay	Rice
Barager	Ely	Howland	Locke, L. R.	Roosevelt
Becker	Erwin	Hubbell	Maher	Seeber
Beckwith	Garbutt	Hunt	McCabe	Smith, W. E.
Briggs	Hall	Husted	McDonald	Sweet
Brown, C. W.	Harpending	Johnson, G. R.	Nash	Tremper
Brown, J. H.	Hasbrouck	Johnson, S. W.	Nelson	Van Allen
Butler	Haskell	Jones	Noxon	Van Duzer
Childs	Hawkins	Kelly	Odell	Welch
Church	Heath	Kent	Olin	Westfall
Clapp	Hendricks	Kittle	O'Neil	Whiteman
Clinton	Hodges	Kneeland	Palmer	Speaker
Craig				

Those who voted in the negative, were

Allen	Coffey	Felter	Murray	Rosenthal
Binder	Darragh	Forsyth	Nagle	Scott
Boyce	Dayton	Haggerty	Nason	Shoemaker
Boynton	Dean	Higgins	Oliver	Smith, C.
Burns	Donnelly	Jobes	Owen	Van Cott
Cady	Duffy	Littlejohn	Priddy	Veeder
Cartwright	Farrell	Murphy	Roche	Zimmerman

Mr. Hunt moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

} AYES 71
 } NOES 24

Those who voted in the affirmative, were

Bailey	Craig	Heath	Lewis	Roche
Baker	Curtis	Hodges	Littlejohn	Roosevelt
Barager	Darragh	Horton	Nash	Rosenthal
Becker	Dean	House	Nelson	Seeber
Beckwith	Dibble	Howland	Noxon	Shoemaker
Boyce	Donohue	Hubbell	Odell	Sweet
Boynton	Ely	Hunt	Olin	Tremper
Briggs	Erwin	Husted	O'Neil	Van Allen
Brown, C. W.	Garbutt	Jobes	Otis	Van Duzer
Brown, J. H.	Geddes	Jones	Owen	Veeder
Cartwright	Hall	Kent	Palmer	Westfall
Church	Hasbrouck	Kittle	Pierson	Whiteman
Clapp	Haskell	Kneeland	Price	Zimmerman
Clinton	Hawkins	Kruse	Priddy	Speaker
Coffey				

Those who voted in the negative, were

Allen	Farrell	Johnson, S. W.	Miles	Oliver
Binder	Felter	Joyce	Mullaney	Osborne
Burns	Forsyth	Maher	Murray	Rice
Cady	Higgins	McCabe	Nagle	Smith, W. E.
Donnelly	Johnson, G. R.	McDonald	Nason	

Mr. Hunt moved to take from the table the resolution previously offered by him in the words following :

Resolved, That the vote by which Assembly bill No. 21, being a concurrent resolution proposing an amendment to the Constitution by adding an additional article thereto, to be known as article 17, "relative to the manufacture and sale of intoxicating liquors," was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 55 }

Those who voted in the affirmative, were

Allen	Clapp	Hodges	Locke, L. R.	Priddy
Bailey	Clinton	Horton	McCabe	Roosevelt
Baker	Curtis	Howe	Nash	Scott
Barnes	Dibble	Howland	Nelson	Seeber
Barager	Erwin	Hunt	Noxon	Shoemaker
Becker	Farnum	Husted	Olin	Sweet
Beckwith	Forsyth	Jones	O'Neil	Tremper
Boyce	Garbutt	Kent	Otis	Van Allen
Boynton	Hall	Kneeland	Owen	Van Duzer
Briggs	Hasbrouck	Kruse	Palmer	Veeder
Brown, C. W.	Haskell	Lewis	Pierson	Welch
Brown, J. H.	Hawkins	Littlejohn	Pratt	Westfall
Cartwright	Heath	Locke, S. D.	Price	Speaker
Childs	Hendricks			

Those who voted in the negative, were

Binder	Donohue	Hooley	Maher	Rice
Burns	Dreiss	House	Miles	Roche
Butler	Duffy	Hubbell	Moore	Rosenthal
Cady	Earl	Jackson	Mullaney	Sipp
Church	Ely	Jobes	Murphy	Smith, W. E.
Coffey	Farrell	Johnson, G. R.	Murray	Smith, C.
Craig	Felter	Johnson, S. W.	Nagle	Taylor
Darragh	Geddes	Joyce	Nason	Van Cott
Dean	Haggerty	Kelly	Odell	Whiteman
Dimmick	Harpending	Kittle	Oliver	Wilcox
Donnelly	Higgins	Lindsay	Osborne	Zimmerman

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 63 }
{ NOES 60 }

Those who voted in the affirmative, were

Allen	Childs	Hendricks	Littlejohn	Pierson
Bailey	Clapp	Hodges	Locke, S. D.	Price
Baker	Curtis	Horton	Locke, L. R.	Priddy
Barnes	Dibble	Howe	McCabe	Scott
Barager	Erwin	Howland	Nash	Seeber
Becker	Farnum	Hunt	Nelson	Sweet
Beckwith	Forsyth	Husted	Noxon	Tremper
Boyce	Garbutt	Johnson, G. R.	Olin	Van Duzer

Boynton	Hall	Jones	O'Neil	Veeder
Briggs	Hasbrouck	Joyce	Otis	Welch
Brown, C. W.	Haskell	Kent	Owen	Westfall
Brown, J. H.	Hawkins	Kneeland	Palmer	Speaker
Cartwright	Heath	Kruse		

Those who voted in the negative, were

Binder	Donnelly	Hooley	Moore	Roosevelt
Burns	Donohue	House	Mullaney	Rosenthal
Butler	Dreiss	Hubbell	Murphy	Shoemaker
Cady	Duffy	Jackson	Murray	Sipp
Church	Earl	Jobs	Nagle	Smith, W. E.
Clinton	Ely	Johnson, S. W.	Nason	Smith, C.
Coffey	Farrell	Kelly	Odell	Taylor
Craig	Felter	Kittle	Oliver	Van Allen
Darragh	Geddes	Lewis	Osborne	Van Cott
Dayton	Haggerty	Lindsay	Pratt	Whiteman
Dean	Harpending	Maher	Rice	Wilcox
Dimmick	Higgins	Miles	Roche	Zimmerman

Mr. Donohoe moved to take from the table the motion to reconsider the vote by which Assembly bill No. 31, entitled "An act to regulate the sale of intoxicating liquors in cities of over 150,000 inhabitants," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members present not voting in favor thereof.

{ AYES 57 }
{ NOES 36 }

Those who voted in the affirmative, were

Allen	Dean	Haskell	Lewis	Nason
Baker	Dimmick	Higgins	Lindsay	Odell
Barnes	Donnelly	Hooley	Locke, L. R.	Oliver
Binder	Donohue	Howe	Maher	Pratt
Burns	Dreiss	Jackson	McDonald	Rice
Butler	Duffy	Johnson, G. R.	Miles	Roche
Church	Earl	Johnson, S. W.	Moore	Rosenthal
Clarke	Farnum	Jones	Mullaney	Sipp
Clinton	Farrell	Joyce	Murphy	Taylor
Coffey	Felter	Kelly	Murray	Van Cott
Craig	Forsyth	Kittle	Nagle	Zimmerman
Darragh	Haggerty			

Those who voted in the negative, were

Barager	Childs	Howland	Noxon	Priddy
Becker	Clapp	Husted	Olin	Roosevelt
Beckwith	Dayton	Kneeland	O'Neil	Scott
Boyce	Hall	Kruse	Otis	Seeber
Boynton	Hasbrouck	Littlejohn	Owen	Tremper
Briggs	Hawkins	Locke, S. D.	Palmer	Van Allen
Brown, J. H.	Heath	McCabe	Pierson	Westfall
Cartwright				

Mr. Howe offered, for the consideration of the House, a resolution in the words following:

Resolved, That Senate bill, printed No. 303, entitled "An act to provide for the appointment of commissioners to prepare and report

to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State," be substituted for Assembly bill No. 579, and that it take its place upon the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The privileges of the floor were extended to Hon. Isaac Hamilton.

The Senate bill entitled "An act to provide for the completion of the records of New York Volunteers of the war of the rebellion on file in the office of the Adjutant-general of the State of New York, and for the safe-keeping thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 3 }

Those who voted in the affirmative, were

Baker	Coffey	Heath	Locke, L. R.	Pratt
Barnes	Craig	Hendricks	Maher	Priddy
Barager	Curtis	Hodges	McCabe	Rice
Becker	Dean	Hookey	McDonald	Roche
Beckwith	Dimmick	House	Moore	Roosevelt
Binder	Donnelly	Howe	Nagle	Seeber
Boyce	Duffy	Howland	Nash	Shoemaker
Boynton	Earl	Hubbell	Nason	Smith, W. E.
Briggs	Erwin	Hunt	Nelson	Sweet
Brown, C. W.	Farnum	Johnson, S. W.	Noxon	Taylor
Brown, J. H.	Farrell	Kelly	Oliver	Van Allen
Burns	Felter	Kittle	O'Neil	Van Cott
Cady	Forsyth	Kneeland	Osborne	Van Duzer
Cartwright	Garbutt	Kruse	Otis	Veeder
Church	Haggerty	Lewis	Owen	Walrath
Clarke	Hall	Lindsay	Palmer	Welch
Clapp	Haskell	Littlejohn	Pierson	Speaker
Clinton	Hawkins	Locke, S. D.		

Those who voted in the negative, were

Dayton	Hasbrouck	Scott
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to supply the city of Oswego with pure and wholesome water," having been announced for a third reading,

On motion of Mr. Littlejohn, and by unanimous consent, the same was amended as follows :

Section 1, line 1, after the word "the" first occurring, strike out the word "people," and insert the word "electors."

After the word "Oswego," in line 5, strike out all down to and including the word "years," in line 10, and insert in lieu thereof the words "one of said persons shall be elected to serve three years, who shall be president of the board, and one shall be elected to serve two years, and one shall be elected to serve one year, whose terms of office shall be designated on the ballots."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hodges	Locke, S. D.	Priddy
Baker	Darragh	Hooley	Locke, L. R.	Roeche
Barnes	Dayton	House	Maher	Roosevelt
Barager	Dean	Howe	McCabe	Scott
Becker	Donohue	Howland	Moore	Seeber
Beckwith	Dreiss	Hubbell	Nagle	Shoemaker
Binder	Duffy	Hunt	Nash	Smith, W. E.
Boynton	Erwin	Husted	Nelson	Sweet
Briggs	Farnum	Johnson, G. R.	Noxon	Taylor
Brown, C. W.	Felter	Jones	Olin	Tremper
Brown, J. H.	Forsyth	Joyce	Oliver	Van Allen
Burns	Garbutt	Kelly	O'Neil	Van Cott
Cady	Haggerty	Kittle	Osborne	Van Duzer
Cartwright	Hasbrouck	Kneeland	Otis	Veeder
Childs	Haskell	Kruse	Owen	Walrath
Church	Hawkins	Lewis	Palmer	Welch
Clarke	Heath	Lindsay	Pierson	Westfall
Clinton	Hendricks	Littlejohn	Pratt	Zimmerman
Craig				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 618 of the Laws of 1881, entitled 'An act to constitute a separate road district in that portion of Northfield lying outside of the village of Port Richmond,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Horton	Littlejohn	Pierson
Baker	Darragh	House	Locke, S. D.	Price
Barnes	Dean	Howe	Locke, L. R.	Priddy
Becker	Dimmick	Howland	Maher	Roosevelt
Beckwith	Donohue	Hubbell	McCabe	Scott
Binder	Dreiss	Husted	McDonald	Seeber
Boynton	Ely	Jackson	Moore	Shoemaker
Briggs	Erwin	Jobes	Murphy	Sipp
Brown, C. W.	Farnum	Johnson, G. R.	Nagle	Smith, W. E.
Burns	Felter	Johnson, S. W.	Nash	Sweet
Butler	Forsyth	Jones	Nelson	Van Allen
Cady	Haggerty	Joyce	Noxon	Van Cott
Cartwright	Hall	Kelly	Olin	Van Duzer
Childs	Harpending	Kent	Oliver	Walrath
Church	Haskell	Kittle	O'Neil	Welch
Clarke	Hawkins	Kneeland	Osborne	Westfall
Clapp	Heath	Kruse	Otis	Whiteman
Clinton	Hendricks	Lewis	Owen	Zimmerman
Craig	Hodges	Lindsay	Palmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 335 of the Laws of 1881, entitled 'An act to fix and limit the amount to be expended by the Brooklyn park commissioners for maintenance and improvement of the several parks and park-ways which are a charge on the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Clinton	House	Locke, L. R.	Price
Baker	Craig	Howland	Maher	Priddy
Barnes	Curtis	Hubbell	McDonald	Rice
Becker	Darragh	Hunt	Moore	Roche
Beckwith	Dean	Husted	Mullaney	Roosevelt
Binder	Dibble	Jackson	Murphy	Seeber
Boyce	Dimmick	Johnson, G. R.	Nagle	Shoemaker
Boynton	Donohue	Johnson, S. W.	Nash	Sipp
Briggs	Duffy	Jones	Nelson	Smith, W. E.
Brown, C. W.	Erwin	Joyce	Noxon	Smith, C.
Burns	Felter	Kelly	Odell	Sweet
Butler	Hall	Kent	Oliver	Taylor
Cady	Haskell	Kittle	O'Neil	Van Allen
Cartwright	Hawkins	Kneeland	Osborne	Van Cott
Childs	Heath	Kruse	Otis	Walrath
Church	Hendricks	Lindsay	Owen	Welch
Clarke	Hodges	Littlejohn	Palmer	Zimmerman
Clapp	Horton	Locke, S. D.	Pratt	

For the negative,

Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to sewers and drainage in the city of Brooklyn," having been announced for a third reading,

On motion of Mr. Hodges, and by unanimous consent, the same was amended as follows (reference being made to printed bill):

Section 4, line 6, strike out the words "five hundred thousand."

Same section, line 9, after the word "any," insert the word "one," and after the word "year," strike out the word "made."

Same section, line 11, after the word "dollars," insert the words "provided, however, that in case any sewer to be constructed under the provisions of this act shall cost more than \$250,000, a contract therefor may be let and bonds issued to pay for the same as the work progresses."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Coffey	Hendricks	Littlejohn	Price
Bailey	Craig	Hodges	Locke, S. D.	Priddy
Baker	Curtis	Horton	Locke, L. R.	Rice
Barnes	Darragh	House	Maher	Roche
Becker	Dean	Howe	McCabe	Roosevelt
Beckwith	Dibble	Howland	McDonald	Scott
Binder	Dimmick	Hubbell	Moore	Shoemaker,
Boyce	Donohue	Husted	Mullaney	Sipp
Boynton	Ely	Jackson	Murphy	Smith, W. E.
Briggs	Erwin	Johnson, G. R.	Murray	Sweet
Brown, C. W.	Farnum	Johnson, S. W.	Nagle	Taylor
Burns	Farrell	Jones	Nash	Van Allen
Butler	Felter	Joyce	Nelson	Van Cott
Cady	Garbutt	Kelly	Noxon	Van Duzer
Cartwright	Haggerty	Kittle	Odell	Veeder
Childs	Hall	Kneeland	Osborne	Walrath
Church	Haskell	Kruse	Otis	Welch
Clarke	Hawkins	Lewis	Owen	Westfall
Clapp	Heath	Lindsay	Palmer	Zimmerman
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the erection of an iron foot-bridge over the Champlain canal in the village of Whitehall," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Darragh	House	McCabe	Priddy
Bailey	Dibble	Howe	McDonald	Rice
Baker	Donohue	Howland	Miles	Roche
Barnes	Earl	Hubbell	Moore	Shoemaker
Becker	Ely	Husted	Mullaney	Sipp
Beckwith	Farnum	Johnson, S. W.	Murphy	Smith, W. E.
Binder	Farrell	Jones	Nash	Sweet
Boyce	Felter	Joyce	Nelson	Van Allen
Briggs	Forsyth	Kelly	Noxon	Van Cott
Burns	Garbutt	Kent	Olin	Veeder
Cartwright	Haggerty	Kittle	O'Neil	Walrath
Childs	Haskell	Kneeland	Osborne	Welch
Clarke	Hawkins	Lewis	Owen	Westfall
Clapp	Heath	Lindsay	Palmer	Whiteman
Coffey	Hendricks	Locke, S. D.	Pierson	Wilcox
Craig	Hodges	Locke, L. R.	Price	Zimmerman
Curtis	Horton	Maher		

Those who voted in the negative, were

Cady	Hasbrouck	Kruse	Scott
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 114 of the Laws of 1869, entitled 'An act to amend an act entitled An act to consolidate and amend the several acts relating to the village of Watkins, and to enlarge the powers of the corporation of said village,' passed April 3, 1861," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Heath	Lewis	Priddy
Bailey	Curtis	Hendricks	Lindsay	Rice
Baker	Darragh	Higgins	Littlejohn	Roche
Barnes	Dean	Hodges	Locke, S. D.	Roosevelt
Barager	Dibble	Hooley	Locke, L. R.	Rosenthal
Becker	Dimmick	Horton	McCabe	Scott
Beckwith	Donohue	Howe	McDonald	Seeber
Binder	Dreiss	Howland	Murphy	Shoemaker
Boyce	Earl	Hunt	Nash	Sipp
Boynton	Ely	Husted	Noxon	Smith, W. E.
Briggs	Erwin	Johnson, G. R.	Odell	Sweet
Brown, C. W.	Farnum	Johnson, S. W.	Olin	Van Allen
Burns	Farrell	Jones	Oliver	Van Cott
Cady	Felter	Joyce	O'Neil	Van Duzer
Cartwright	Forsyth	Kelly	Osborne	Veeder
Childs	Garbutt	Kent	Owen	Welch
Church	Haggerty	Kittle	Palmer	Westfall
Clapp	Hall	Kneeland	Pierson	Whiteman
Clinton	Haskell	Kruse	Price	Zimmerman
Coffey	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the trustees of the village of Saratoga Springs to purchase hose for the use of the fire department of said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 98 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Heath	Littlejohn	Priddy
Bailey	Darragh	Hendricks	Locke, S. D.	Rice
Baker	Dayton	Higgins	Locke, L. R.	Roche
Barnes	Dean	Hodges	Maher	Roosevelt
Becker	Dibble	Hooley	McCabe	Scott
Beckwith	Dimmick	House	Moore	Seeber
Binder	Donohue	Howe	Murphy	Shoemaker
Boyce	Dreiss	Howland	Nason	Sipp
Boynton	Earl	Hubbell	Nelson	Smith, W. E.

Briggs	Ely	Hend	Noxon	Sweet
Brown, C. W.	Erwin	Johnson, G. R.	Odell	Taylor
Brown, J. H.	Farnum	Johnson, S. W.	Olin	Van Allen
Burns	Farrell	Jones	O'Neil	Van Cott
Butler	Felter	Kelly	Osborne	Van Duzer
Cady	Garbutt	Kent	Owen	Veeder
Cartwright	Haggerty	Kittle	Palmer	Walrath
Church	Hall	Kneeland	Pierson	Welch
Clapp	Harpending	Kruse	Pratt	Westfall
Clinton	Hasbrouck	Lewis	Price	Zimmerman
Craig	Hawkins	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 5 of title 11 of chapter 555 of the Laws of 1864, entitled 'An act to revise and consolidate the general acts relating to public instruction,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clinton	Hawkins	Kruse	Pierson
Bailey	Coffey	Heath	Lewis	Pratt
Baker	Craig	Hendricks	Lindsay	Price
Barnes	Darragh	Higgins	Littlejohn	Priddy
Barager	Dean	Hodges	Locke, S. D.	Rice
Beckwith	Dibble	Horton	Locke, L. R.	Scott
Binder	Dimmick	House	Maher	Shoemaker
Boyce	Donohue	Howe	McDonald.	Sipp
Boynton	Dreiss	Howland	Murphy	Smith, W. E.
Briggs	Earl	Hubbell	Murray	Sweet
Brown, C. W.	Ely	Hunt	Nason	Taylor
Brown, J. H.	Erwin	Husted	Nelson	Tremper
Burns	Farnum	Johnson, G. R.	Noxon	Van Allen
Butler	Farrell	Johnson, S. W.	Odell	Van Cott
Cady	Felter	Jones	Olin	Van Duzer
Cartwright	Forsyth	Joyce	Oliver	Veeder
Childs	Garbutt	Kelly	O'Neil	Walrath
Church	Haggerty	Kent	Osborne	Welch
Clarke	Hall	Kittle	Owen	Westfall
Clapp	Harpending	Kneeland	Palmer	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the construction of fish-ways in the State dams across the Oswego and Seneca rivers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 {
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hodges	Littlejohn	Priddy
Bailey	Darragh	Horton	Locke, S. D.	Rice
Baker	Dayton	House	Locke, L. R.	Roche
Barnes	Dean	Howe	Maher	Scott
Barager	Dibble	Howland	McDonald	Seeber
Beckwith	Donnelly	Hubbell	Mullaney	Shoemaker
Binder	Donohue	Hunt	Murphy	Sipp
Boyce	Earl	Husted	Nagle	Smith, W. E.
Boynton	Ely	Jackson	Nason	Sweet
Briggs	Erwin	Johnson, G. R.	Nelson	Taylor
Brown, C. W.	Farnum	Johnson, S. W.	Noxon	Tremper
Brown, J. H.	Felter	Jones	Odell	Van Allen
Burns	Garbutt	Joyce	Olin	Van Cott
Butler	Haggerty	Kent	O'Neil	Van Duzer
Cady	Harpending	Kittle	Osborne	Veeder
Cartwright	Hawkins	Kneeland	Owen	Walrath
Church	Heath	Kruse	Palmer	Welch
Clapp	Hendricks	Lewis	Pierson	Westfall
Clinton	Higgins	Lindsay	Price	Zimmerman
Coffey				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 38 of the Laws of 1872, entitled 'An act providing for appeals from the decisions of county superintendents of the poor,'" having been announced for a third reading,

On motion of Mr. Sweet, and by unanimous consent, the same was amended as follows:

In section 1, line 1, insert after the words "four of," the words "chapter 38 of the Laws of 1872."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 {
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Dibble	Hooley	Locke, L. R.	Roche
Baker	Donohue	Horton	Maher	Scott
Barager	Earl	House	McDonald	Seeber
Becker	Ely	Howland	Mullaney	Shoemaker
Binder	Erwin	Hubbell	Nagle	Sipp
Boyce	Farnum	Husted	Nelson	Smith, W. E.
Boynton	Felter	Jackson	Noxon	Sweet
Briggs	Forsyth	Johnson, G. R.	Odell	Taylor
Brown, C. W.	Garbutt	Johnson, S. W.	Olin	Tremper
Brown, J. H.	Geddes	Joyce	O'Neil	Van Allen
Cady	Haggerty	Kent	Osborne	Van Cott
Cartwright	Hall	Kittle	Owen	Van Duzer
Childs	Harpending	Kneeland	Palmer	Veeder
Church	Haskell	Kruse	Pierson	Walrath

Clapp	Hawkins	Lewis	Pratt	Welch
Clinton	Heath	Lindsay	Price	Westfall
Craig	Hendricks	Littlejohn	Priddy	Wilcox
Darragh	Higgins	Locke, S. D.	Rice	Zimmerman
Dean	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany," having been announced for a third reading,

On motion of Mr. Maher, and by unanimous consent, the same was amended by substituting for section 1 the following:

"SECTION 1. Whenever it shall be necessary that any repairs or alterations shall be made, or any new materials, furniture or supplies, other than gas, food or provisions, be furnished, or any work be done in or upon, or in connection with, the use of any building in said county, the expense of repairing, altering or supplying which is a county charge, and such repairs, alterations, materials, furniture, supplies or work, would be and constitute a proper and lawful charge against the county of Albany, to be audited and allowed by the board of supervisors thereof, and to be paid for from the county treasury, it shall be the duty of the person or officer having the charge and custody of the building or place where such repairs to alterations are to be made, or new materials, furniture or supplies are to be furnished or work is to be done, to make in writing and in detail a full statement of the same, and of the items thereof, upon printed blanks, to be furnished by the county treasurer of Albany county for that purpose, and obtain from some reputable contractors, mechanics, or dealers, written proposals for the making of such repairs or alterations, the furnishing of such materials, furniture or supplies, or the doing of such work. Where the cost thereof shall be less than \$10, at least one proposal shall be obtained therefor; where the cost thereof shall be \$10, and not exceeding \$25, at least two proposals shall be so obtained therefor, and where the cost thereof shall be over \$25, at least three proposals shall be obtained therefor. Where the materials or work is of such a character that only one or two persons in the place where the materials are to be supplied or the work is to be done are engaged in the business of supplying or doing the same, the county treasurer may, by an indorsement, in writing, upon the requisition hereinafter mentioned, dispense with the furnishing of any proposals therefor except from those so engaged in said business."

Also, substitute for section 8 the following:

"§ 8. Any party or parties furnishing any materials or doing any work under the aforesaid provisions of this act, and not paid by the county treasurer as above provided, may present to the board of supervisors in the form and manner, and with the verification now required by law, a verified claim therefor, and attach thereto a copy of the detailed statement so made as aforesaid, in respect thereto, together with the order of the county treasurer accepting his or their proposal therefor, and the certificate above provided to be given by the officer or person having the charge or custody of the building or place where, or in respect to which such materials were furnished or work was done, and upon the presentation of such papers, but not otherwise, the said claim shall be audited in the manner now provided by law by said

board, and allowed at the price specified in such memorandum of the county treasurer, unless it shall appear that the work has not been done or the materials or supplies have not been furnished, and that the certificate to that effect accompanying such claim is false. All payments exceeding \$25 in amount, except for the payment of juror's fees, hereafter made by the county treasurer of Albany county, shall be made by a check upon some bank in which county money is deposited, which check shall be made payable to the order of the person or corporation entitled to the money."

Also, substitute for section 9 the following:

"§ 9. No expense exceeding \$200 in amount shall be incurred during any one period of six months, from January 1st or July 1st in any year for any one alteration or repair, or for alterations or repairs of the same character to or in connection with any one building, or except for fuel, for any materials, furniture or supplies of the same general character or class to or in connection with the use of any one building, unless it shall have been previously authorized by a resolution of the board of supervisors, but when so authorized it shall be incurred only in the manner above specified, and not otherwise."

Also, substitute for section 10 the following:

"§ 10. Whenever any stationery or printing of any kind, including blank forms used in the surrogate's and district attorney's offices (except the publication of notices in any newspaper, the journal of the board of supervisors or bills presented to that body, and the books of record and account kept in any public office), shall be required by any public officer in the county of Albany, and are and constitute a proper and legal charge against the county of Albany, he shall incur, upon his own responsibility, such reasonable expenses in the premises as may be proper, and shall, at the annual meeting of the board of supervisors, present to said board, in the form and manner now provided by law for the presentation of claims against said county, a bill in the name of such officer, which shall be acted upon by the board of supervisors, as in the case of other county claims; and any expenses so incurred shall not be paid for otherwise than as in this section provided for. The text-books, books of reference and volumes of reports required for the court library in Albany county shall be obtained under a requisition, signed by the county judge and district attorney of Albany county, and the order of the county treasurer, made under the provisions of this act, and shall be paid for, as provided in this act, upon the certificate of the county clerk that the same have been delivered to him, and have been by him deposited in said library."

After section 10, insert the following new section to be numbered section 11:

"§ 11. The salaries of the members of the board of supervisors of Albany county shall be paid one-half thereof on December 1st in each year, and the other half at the time of the final adjournment *sine die* of the fall session of said board, and not prior to such times."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Heath	Locke, S. D.	Priddy
Baker	Craig	Hendricks	Locke, L. R.	Rice
Barnes	Curtis	Higgins	Maher	Roosevelt
Barager	Darragh	Hodges	McCabe	Rosenthal
Beckwith	Dean	Hooley	McDonald	Scott
Binder	Dibble	Horton	Miles	Seeber
Boyce	Donohue	House	Murray	Shoemaker
Boynton	Duffy	Howe	Nagle	Sipp
Briggs	Ely	Howland	Nason	Smith, W. E.
Brown, C. W.	Erwin	Hubbell	Nelson	Sweet
Burns	Farnum	Husted	Noxon	Taylor
Butler	Felter	Johnson, S. W.	Odell	Tremper
Cady	Garbutt	Jones	O'Neil	Van Allen
Cartwright	Geddes	Joyce	Osborne	Van Cott
Childs	Haggerty	Kelly	Owen	Van Duzer
Church	Hall	Kent	Palmer	Veeder
Clarke	Harpending	Kittle	Pierson	Wilcox
Clapp	Hasbrouck	Kneeland	Pratt	Zimmerman
Clinton	Hawkins	Littlejohn	Price	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Van Cott moved that the remainder of the session be devoted to reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to confer additional powers upon the trustees and officers of incorporated villages in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 3 }

Those who voted in the affirmative, were

Allen	Darragh	Hendricks	Kruse	Pierson
Bailey	Dibble	Higgins	Lewis	Pratt
Baker	Dimmick	Hodges	Lindsay	Price
Barnes	Donohue	Hooley	Littlejohn	Rice
Barager	Duffy	House	Locke, S. D.	Roche
Becker	Earl	Howe	Locke, L. R.	Scott
Beckwith	Erwin	Howland	McCabe	Seeber
Binder	Farnum	Hubbell	Nagle	Shoemaker
Boyce	Farrell	Hunt	Nason	Sweet
Boynton	Felter	Husted	Nelson	Taylor
Briggs	Forsyth	Johnson, G. R.	Noxon	Tremper
Brown, C. W.	Garbutt	Johnson, S. W.	Odell	Van Allen
Brown, J. H.	Geddes	Jones	Olin	Van Cott
Cady	Haggerty	Joyce	O'Neil	Veeder

Cartwright	Hall	Kelly	Osborne	Welch
Childs	Harpending	Kent	Otis	Whiteman
Clarke	Haskell	Kittle	Owen	Wilcox
Clapp	Hawkins	Kneeland	Palmer	Zimmerman
Curtis	Heath			

Those who voted in the negative, were

Church Ely Smith, W. E.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted gave notice that at 12 o'clock to-morrow he would move to go into the committee of the whole on Assembly bill No. 692, entitled "An act to prohibit disfranchisement."

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was announced for a third reading,

Pending the consideration of which,

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Senate bill No. 9, entitled "An act to amend chapter 369 of the Laws of 1881, entitled 'An act to provide for the performance of services in the Supreme Court and Court of Appeals by stenographers.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the bills entitled as follows:

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 27 of the Laws of 1875, entitled 'An act to designate the holidays to be observed in the acceptance and pay-

ment of bills of exchange, bank checks and promissory notes,' as amended by chapter 30 of the Laws of 1881," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend the charter of 'The St. Vincent's Retreat for the Insane,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. S. W. Johnson, said bill was substituted for the Assembly bill on the same subject, now on the order of third reading.

"An act to provide for the valuation of life insurance policies issued by life insurance companies authorized to transact business in this State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

The Senate returned the bill entitled "An act to amend chapter 184 of the Laws of 1881, entitled 'An act to revise the charter of the city of Yonkers,'" with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to extend the jurisdiction of notaries public."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Husted, a call of the roll was ordered to ascertain if a quorum was present, when the following members responded to their names:

Bailey	Coffey	Hendricks	Locke, S. D.	Roosevelt
Baker	Curtis	Higgins	Maher	Rosenthal
Barager	Dean	Hodges	Miles	Scott
Beckwith	Dimmick	Hooley	Moore	Seeber
Binder	Dreiss	Howe	Murray	Shoemaker
Boyce	Duffy	Hubbell	Nash	Sipp
Boynton	Earl	Husted	Nelson	Smith, W. E.
Briggs	Erwin	Johnson, G. R.	Noxon	Sweet
Brogan	Farrell	Johnson, S. W.	Odell	Taylor
Burns	Felter	Joyce	Oliver	Tremper
Butler	Geddes	Kelly	Osborne	Van Allen
Cady	Haggerty	Kent	Owen	Van Cott
Cartwright	Hall	Kittle	Pierson	Veeder
Childs	Harpending	Kruse	Price	Westfall
Clarke	Hasbrouck	Lewis	Priddy	Wilcox
Clapp	Hawkins	Lindsay	Roche	

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Mr. Van Cott moved to lay all orders of business on the table for the purpose of going into general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare

the special and local laws affecting public interests in the city of New York,'” having been announced for a third reading,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, “Shall the main question be now put?” and it was determined in the negative.

Debate intervening,

Mr. Van Cott moved the previous question.

Mr. Speaker put the question, “Shall the main question be now put?” and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 28 }

Those who voted in the affirmative, were

Bailey	Darragh	Hall	Lindsay	Pierson
Baker	Dean	Haskell	Littlejohn	Price
Barnes	Dibble	Hawkins	Locke, L. R.	Rice
Becker	Dimmick	Higgins	Maher	Roche
Beckwith	Dreiss	Hookey	Miles	Rosenthal
Brown, C. W.	Duffy	Horton	Moore	Scott
Burns	Earl	House	Mullaney	Shoemaker
Butler	Ely	Husted	Murphy	Smith, W. E.
Cady	Erwin	Jackson	Murray	Smith, C.
Church	Farnum	Johnson, S.W.	Nagle	Tremper
Clarke	Farrell	Jones	Nash	Van Allen
Clinton	Felter	Joyce	Nelson	Van Cott
Coffey	Forsyth	Kelly	Odell	Veeder
Craig	Garbutt	Kittle	Oliver	Walrath
Curtis	Geddes	Kneeland	Osborne	Wilcox

Those who voted in the negative, were

Boynton	Hendricks	Kruse	Owen	Taylor
Brown, J. H.	Howe	Locke, S. D.	Priddy	Van Duzer
Cartwright	Howland	McDonald	Roosevelt	Welch
Childs	Hubbell	Noxon	Seeber	Westfall
Clapp	Hunt	Olin	Sweet	Zimmerman
Haggerty	Johnson, G.R.	O'Neil		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled “An act to amend chapter 190 of the Laws of 1863, entitled ‘An act to incorporate the Seminary of our Lady of Angels,’ and the acts amendatory thereof,” with a message that they have concurred in the passage of the same as amended.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. W. E. Smith offered, for the consideration of the House, a resolution in the words following:

Resolved, That Senate bill, printed No. 100, entitled “An act to amend the Code of Civil Procedure,” be committed to the committee on the judiciary, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act for the construction of drains to drain the basement of the Buffalo State Asylum for the Insane, and for relaying the concrete flooring in the basement of said asylum, and for replacing the tile flooring in the kitchen of said asylum with flagging, and for the construction of tram-ways from the kitchen through the basement of said asylum, to be used in running the vans required in the distribution and carriage of the food from the kitchen to the various dining-room elevators in said asylum, and to make an appropriation therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Hendricks	Maher	Roosevelt
Baker	Craig	Hooley	Murphy	Scott
Barnes	Curtis	Horton	Murray	Seeber
Barager	Darragh	Howland	Nagle	Shoemaker
Becker	Dean	Hubbell	Nash	Sipp
Boyce	Dibble	Hunt	Nelson	Smith, W. E.
Boynton	Dimmick	Johnson, S. W.	Noxon	Sweet
Brown, C. W.	Dreiss	Jones	Odell	Taylor
Brown, J. H.	Duffy	Joyce	Olin	Tremper
Burns	Earl	Kelly	Oliver	Van Allen
Butler	Ely	Kittle	Osborne	Van Cott
Cady	Felter	Kneeland	Otis	Van Duzer
Cartwright	Garbutt	Kruse	Owen	Veeder
Childs	Geddes	Lindsay	Price	Walrath
Church	Hall	Littlejohn	Priddy	Westfall
Clarke	Harpending	Locke, S. D.	Rice	Wilcox
Clapp	Hawkins	Locke, L. R.	Roche	Zimmerman
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to prevent obstruction of the highways by snow drifting."

"An act to repeal chapter 120 of the Laws of 1862, entitled 'An act requiring the highway tax of the New York Central Railroad Company through the town of Mentz to be applied to the repairs of certain highways in the said town,' and the several acts amendatory thereof."

"An act in relation to the use of cut and dressed stone in the construction or repairing of public structures by or on behalf of municipal corporations."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'"

"An act to amend an act entitled 'An act fixing certain fees of the sheriff of the county of Rensselaer,' passed April 7, 1858."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880."

The Senate bill entitled "An act to amend chapter 598 of the Laws of 1870, entitled 'An act to amend an act to incorporate the city of Troy,' passed April 12, 1816, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy, and supplemental thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hodges	Lindsay	Priddy
Bailey	Darragh	Hooley	Littlejohn	Roche
Baker	Dean	Horton	Locke, S. D.	Rosenthal
Barnes	Dibble	House	Maher	Scott
Barager	Dreiss	Howland	Mullaney	Seeber
Becker	Duffy	Hubbell	Nagle	Shoemaker
Beckwith	Earl	Hunt	Nash	Sipp
Boyce	Ely	Husted	Nelson	Smith, W. E.
Boynton	Erwin	Jackson	Noxon	Sweet
Brown, C. W.	Farnum	Johnson, G. R.	Odell	Taylor
Brown, J. H.	Felter	Johnson, S. W.	Oliver	Tremper
Burns	Geddes	Jones	Osborne	Van Allen
Butler	Haggerty	Joyce	Otis	Van Cott
Cady	Hall	Kelly	Owen	Van Duzer
Cartwright	Harpending	Kent	Palmer	Veeder
Childs	Haskell	Kittle	Pierson	Westfall
Clapp	Hawkins	Kneeland	Price	Zimmerman
Craig	Hendricks	Kruse		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to prevent obstruction of the highways by snow drifting," having been announced for a third reading,

On motion of Mr. Howland, and by unanimous consent, the same was amended as follows:

In line 5, section 2, strike out the word "of," and insert the word "or."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 8 }

Those who voted in the affirmative, were

Allen	Clarke	Haskell	Littlejohn	Roche
Bailey	Clapp	Hendricks	Locke, S. D.	Roosevelt
Baker	Curtis	Higgins	Maher	Rosenthal
Barnes	Darragh	Hooley	McCabe	Seeber
Barager	Dayton	House	Mullaney	Shoemaker
Becker	Dibble	Howe	Murphy	Sipp
Beckwith	Dimmick	Howland	Nagle	Smith, W. E.

Binder	Dreiss	Hunt	Noxon	Smith, C.
Boyce	Duffy	Husted	Olin	Sweet
Boynton	Earl	Jackson	Osborne	Taylor
Brown, C. W.	Ely	Johnson, G. R.	Otis	Tremper
Brown, J. H.	Farnum	Johnson, S. W.	Owen	Van Cott
Burns	Farrell	Kent	Palmer	Veeder
Butler	Felter	Kittle	Pierson	Wilcox
Cady	Geddes	Kneeland	Price	Zimmerman
Church	Harpending	Lindsay	Priddy	

Those who voted in the negative, were

Childs	Jones	Oliver	Scott	Westfall
Hall	Kruse	Rice		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 120 of the Laws of 1862, entitled 'An act requiring the highway tax of the New York Central Railroad Company through the town of Mentz to be applied to the repairs of certain highways in the said town,' and the several acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	House	Locke, S. D.	Rice
Bailey	Dimmick	Howe	Locke, L. R.	Roosevelt
Baker	Earl	Howland	McCabe	Rosenthal
Barnes	Ely	Hubbell	Moore	Scott
Barager	Erwin	Hunt	Mullaney	Seeber
Becker	Farnum	Husted	Nagle	Shoemaker
Beckwith	Felter	Jackson	Noxon	Sipp
Binder	Forsyth	Johnson, G. R.	Odell	Smith, W. E.
Boyce	Geddes	Johnson, S. W.	Olin	Sweet
Boynton	Haggerty	Jones	Oliver	Taylor
Burns	Hall	Joyce	O'Neil	Tremper
Cady	Harpending	Kelly	Osborne	Van Allen
Cartwright	Haskell	Kent	Otis	Van Cott
Clapp	Hawkins	Kittle	Owen	Van Duzer
Clinton	Heath	Kneeland	Palmer	Walrath
Craig	Hendricks	Kruse	Pierson	Westfall
Curtis	Higgins	Lewis	Price	Wilcox
Darragh	Hodges	Lindsay	Priddy	Zimmerman
Dayton	Horton	Littlejohn		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the bills entitled as follows :

"An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' Exchange,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Sipp, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to legalize the raising of money for street and sidewalk purposes in the town of Fort Covington and county of Franklin," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on internal affairs.

"An act to amend chapter 53 of the Laws of 1879, entitled 'An act to revise the charter of the city of Auburn,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Priddy, and by unanimous consent, said bill was substituted for Assembly bill No. 728, and was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clinton	Heath	Kruse	Priddy
Bailey	Craig	Hendricks	Lewis	Rice
Baker	Curtis	Higgins	Lindsay	Roosevelt
Barnes	Darragh	Hodges	Littlejohn	Rosenthal
Barager	Dean	Hooley	Locke, S. D.	Scott
Becker	Dibble	Horton	Locke, L. R.	Seeber
Beckwith	Dimmick	House	Maher	Shoemaker
Binder	Earl	Howe	Nagle	Sipp
Boyce	Ely	Howland	Noxon	Smith, W. E.
Boynton	Erwin	Hubbell	Odell	Sweet
Brown, C. W.	Farnum	Hunt	Olin	Taylor
Burns	Felter	Husted	Oliver	Tremper
Butler	Forsyth	Jackson	O'Neil	Van Allen
Cady	Garbutt	Jones	Osborne	Van Cott
Cartwright	Geddes	Joyce	Otis	Van Duzer
Childs	Haggerty	Kelly	Owen	Veeder
Church	Hall	Kent	Palmer	Westfall
Clarke	Harpending	Kittle	Pierson	Wilcox
Clapp	Hawkins	Kneeland	Price	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Senate was received and read in the words following:

IN SENATE, *April 25, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend chapter 333 of the Laws of 1883, entitled 'An act to authorize the construction of sewers in the village of Cooperstown, in the town of Otsego, in the county of Otsego,'".

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Davidson, and by unanimous consent, the same was amended as follows:

After the word "commissioners," in line 28, section 1, insert the words "of appraisal,"

In line 5, section 3, after the word "attached," insert the words "one-half the principal."

And as amended passed, and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 95 {
} NOES 00 {

Those who voted in the affirmative, were

Allen	Craig	Higgins	Littlejohn	Roche
Bailey	Curtis	Hodges	Locke, S. D.	Rosenthal
Baker	Darragh	Horton	Locke, L. R.	Scott
Barnes	Dean	House	McCabe	Seeber
Barager	Dibble	Howe	McDonald	Shoemaker
Beckwith	Dimmick	Howland	Nagle	Sipp
Binder	Earl	Hubbell	Noxon	Smith, W. E.
Boyce	Ely	Hunt	Odell	Sweet
Boynton	Erwin	Jackson	Olin	Taylor
Briggs	Farnum	Johnson, S. W.	Oliver	Tremper
Brown, C. W.	Farrell	Jones	O'Neil	Van Allen
Burns	Felter	Joyce	Osborne	Van Cott
Cady	Forsyth	Kelly	Otis	Van Duzer
Cartwright	Haggerty	Kent	Owen	Veeder
Childs	Hall	Kittle	Palmer	Walrath
Church	Harpending	Kneeland	Pierson	Welch
Clarke	Hawkins	Kruse	Price	Westfall
Clapp	Heath	Lewis	Priddy	Wilcox
Clinton	Hendricks	Lindsay	Rice	Zimmerman

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 90 {
} NOES 00 {

Those who voted in the affirmative, were

Allen	Curtis	Hendricks	Littlejohn	Rice
Bailey	Darragh	Higgins	Locke, S. D.	Roosevelt
Baker	Dibble	Hodges	Locke, L. R.	Scott
Barager	Dimmick	House	Maher	Seeber
Becker	Duffy	Howe	McCabe	Shoemaker
Beckwith	Earl	Howland	McDonald	Sipp
Binder	Ely	Hubbell	Murray	Smith, W. E.
Boynton	Erwin	Hunt	Nagle	Sweet
Brogan	Farnum	Husted	Nash	Taylor
Brown, C. W.	Felter	Jackson	Noxon	Tremper
Burns	Forsyth	Johnson, S. W.	Odell	Van Allen
Cady	Garbutt	Jones	Oliver	Van Cott
Cartwright	Geddes	Joyce	O'Neil	Van Duzer
Childs	Haggerty	Kent	Osborne	Veeder
Church	Harpending	Kittle	Palmer	Welch
Clapp	Haskell	Kneeland	Pierson	Westfall
Clinton	Hawkins	Kruse	Price	Wilcox
Craig	Heath	Lindsay	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

A message from the Senate was received and read in the words following:

IN SENATE, *April 25, 1884.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act in relation to the Northern New York Institution for Deaf-mutes at Malone, New York."

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Gilbert, and by unanimous consent, the same was amended as follows:

Add at the end of section 2 the following:

"Provided that before any pupils are sent to said institution the Board of State Charities shall have been made and filed with the Superintendent of Public Instruction a certificate to the effect that said institution has been duly organized and is prepared for the reception and instruction of such pupils."

And as amended passed, re-engrossed and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clinton	Hawkins	Lewis	Priddy
Bailey	Coffey	Heath	Lindsay	Roche
Baker	Craig	Hendricks	Littlejohn	Roosevelt
Barnes	Curtis	Higgins	Locke, S. D.	Rosenthal
Barager	Darragh	Hodges	Locke, L. R.	Scott
Becker	Dibble	Hooley	Maher	Shoemaker
Beckwith	Dimmick	Howe	McCabe	Sipp
Binder	Duffy	Howland	McDonald	Smith, W. E.
Boyce	Earl	Hubbell	Murray	Sweet
Boynton	Ely	Hunt	Nagle	Taylor
Briggs	Erwin	Husted	Nash	Tremper
Brown, C. W.	Farnum	Jackson	Noxon	Van Allen
Burns	Felter	Johnson, S. W.	Odell	Van Cott
Butler	Forsyth	Jones	Olin	Veeder
Cady	Garbutt	Joyce	Oliver	Walrath
Cartwright	Geddes	Kelly	O'Neil	Welch
Childs	Haggerty	Kent	Osborne	Westfall
Church	Hall	Kittle	Owen	Wilcox
Clarke	Harpending	Kneeland	Palmer	Zimmerman
Clapp	Haskell	Kruse	Price	

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members present voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hendricks	Lindsay	Otis
Bailey	Curtis	Higgins	Littlejohn	Owen
Baker	Darragh	Hodges	Locke, S. D.	Palmer
Barnes	Dean	Horton	Locke, L. R.	Priddy
Barager	Dibble	House	Maher	Roche
Becker	Dimmick	Howe	McCabe	Rosenthal
Beckwith	Earl	Howland	McDonald	Scott
Binder	Ely	Hubbell	Moore	Shoemaker
Boynton	Erwin	Hunt	Mullaney	Sipp
Briggs	Farnum	Husted	Murphy	Smith, W. E.
Brown, C. W.	Felter	Johnson, S.W.	Murray	Sweet
Burns	Forsyth	Jones	Nagle	Taylor
Cady	Garbutt	Joyce	Nash	Tremper
Cartwright	Geddes	Kelly	Nelson	Van Allen
Childs	Haggerty	Kent	Noxon	Van Duzer
Church	Hall	Kittle	Odell	Veeder
Clarke	Harpending	Kneeland	Oliver	Welch
Clapp	Hawkins	Kruse	O'Neil	Wilcox
Clinton	Heath	Lewis	Osborne	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

Leave of absence for one week was granted to Mr. Olin, and until Friday morning for Mr. Hunt.

Mr. House moved to lay the order of third reading of bills on the table for the purpose of going through the order of reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 58 }
{ NOES 33 }

Those who voted in the affirmative, were

Baker	Dayton	Hunt	Nash	Roosevelt
Barager	Dibble	Husted	Olin	Rosenthal
Becker	Farnum	Jones	Oliver	Scott
Beckwith	Geddes	Joyce	O'Neil	Shoemaker
Binder	Hall	Kelly	Osborne	Sipp
Boyce	Hawkins	Kittle	Otis	Taylor
Butler	Hendricks	Kneeland	Owen	Tremper
Cartwright	Horton	Kruse	Palmer	Van Allen
Clarke	House	Lewis	Pierson	Veeder
Clapp	Howe	Littlejohn	Price	Walrath
Clinton	Howland	Locke, S. D.	Priddy	Zimmerman
Curtis	Hubbell	Murray		

Those who voted in the negative, were

Allen	Cady	Earl	Higgins	Mullaney
Bailey	Childs	Ely	Hodges	Noxon
Barnes	Coffey	Felter	Jackson	Roche
Boynton	Darragh	Haggerty	Johnson, S.W.	Smith, W. E.
Briggs	Dimmick	Harpending	Lindsay	Sweet
Brown, C. W.	Donnelly	Haskell	Maher	Wilcox
Burns	Dreiss	Heath		

The Senate bill entitled "An act to enable tax payers to make application for the discharge of judgment debtors from imprisonment," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Baker	Coffey	Hawkins	Maher	Priddy
Barnes	Craig	Heath	McCabe	Roche
Barager	Curtis	Hendricks	McDonald	Roosevelt
Becker	Darragh	Higgins	Murphy	Rosenthal
Beckwith	Dibble	Hodges	Murray	Scott
Binder	Dimmick	Hubbell	Nagle	Shoemaker
Boynton	Duffy	Husted	Nash	Sipp
Briggs	Earl	Jackson	Noxon	Smith, W. E.
Brown, C. W.	Ely	Jones	Odell	Taylor
Burns	Farnum	Joyce	Olin	Tremper
Cady	Felter	Kneeland	Otis	Veeder
Cartwright	Forsyth	Kruse	Owen	Walrath
Childs	Geddes	Lewis	Palmer	Westfall
Clarke	Haggerty	Lindsay	Pierson	Wilcox
Clapp	Harpending	Littlejohn	Price	Zimmerman
Clinton	Haskell	Locke, S. D.		

For the negative,

Van Allen

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Van Allen, and by unanimous consent, Senate bill No. 420, entitled "An act to amend chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" was substituted for the Assembly bill No. 644 on the same subject, now on the order of third reading of bills.

By unanimous consent,

Mr. Hooley introduced a bill entitled "An act in relation to fares for carrying passengers on street railroads in the city of Troy," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

By unanimous consent,

Mr. Olin introduced a bill entitled "An act to extend the time for filing bonds by justices of the peace for the county of Broome," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Heath called from the table the concurrent resolution previously offered by him in the words following:

Whereas, Constant application is made to the Adjutant-General of the State by relatives and representatives of soldiers who served from the State of New York in the war of the Rebellion for official information concerning such soldiers and their said service; and

Whereas, The official records concerning such soldiers and service now on file in the office of the Adjutant-General of the State are very

imperfect and incomplete, and can only be perfected by obtaining from the official records on file in the office of the Secretary of War of the United States, such information as is necessary for their completion ; therefore,

Resolved (if the Senate concur), That the Senators and Representatives of this State in the Congress of the United States be and hereby are requested to endeavor to procure for this State, at its expense, copies of all military records relating to New York Volunteers in the War of the Rebellion on file in the office of the Secretary of War of the United States and not on file in the office of the Adjutant-General of this State ; and that the Governor of the State be and hereby is respectfully requested to communicate a copy of this resolution to each Senator and Representative from this State in the Congress of the United States.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

On motion of Mr. Husted, at five o'clock and fifty minutes, the House adjourned.

WEDNESDAY, APRIL 30, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Charles Sheard.

The journal of yesterday was read and approved.

Mr. Howe introduced a bill entitled "An act to amend chapter 584 of the Laws of 1869, entitled 'An act to create the Manhattan Eye and Ear Hospital in the city of New York,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Van Allen introduced a bill entitled "An act to incorporate the Transfer Bank of the United States," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Higgins introduced a bill entitled "An act to amend chapter 518 of the Laws of 1883, entitled 'An act to improve and regulate the use of Fourth avenue, at Ninety-eighth street, in the city of New York,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Farrell introduced a bill entitled "An act to improve Second street in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Binder introduced a bill entitled "An act to amend the Code of Civil Procedure" (subd. 5, § 791), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Hendricks introduced a bill entitled "An act to authorize the Syracuse Water Company to supply the villages adjacent to Syracuse with water," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hendricks, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Veeder introduced a bill entitled "An act to amend an act entitled 'An act to authorize the common council of the city of Schenectady to discontinue a portion of Liberty street in the city of Schenectady, for the purpose of erecting a railroad depot,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Veeder, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Husted introduced a bill entitled "An act to amend an act entitled 'An act for the relief of corporations organized under general laws passed April 5, 1870,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to amend an act entitled 'An act to provide for the organization and regulation of certain business corporations,' passed June 21, 1875," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Heath (by request) introduced a bill entitled "An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Kelly introduced a bill entitled "An act in relation to the office of the register of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Also, a bill entitled "An act in relation to the office of the clerk of the county of Kings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The privileges of the floor were granted to Hon. Julius Scribe, member of the Canadian Parliament, and to Hon. James H. Miller and Hon. John Henry McCarthy, former members of this House.

Indefinite leave of absence was granted to Mr. Binder.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Clinton, Int. No. 847, entitled "An act supplementary to chapter 452 of the Laws of 1883, entitled 'An act to authorize the Superintendent of Public Works to construct a reservoir on the Black river above Forestport, at Forestport, Oneida county, and making an additional appropriation for the purposes mentioned in said act,'" reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1092, entitled "An act to enable corporations organized under the laws of this State to

extend their existence,'” reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. House, Int. No. 1017, entitled “An act to extend the powers of the department of health of the city of New York, and to prevent the sale and consumption of impure, unhealthy and tainted fresh meats or beef,” reported in favor of the passage of the same (Messrs. Scott, Westfall, Boyce and Nelson dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Heath, Int. No. 1079, entitled “An act to amend the Penal Code” (§ 267), reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1070, entitled “An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate situate in the town of Caldwell, Warren county, to J. Stewart Denison, of which George A. Caesar died seized,” reported in favor of the passage of the same, which report was agreed to and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Jobes (by request), Int. No. 1084, entitled “An act to amend chapter 361 of the Laws of 1883, entitled ‘An act to amend chapter 119 of the Laws of 1875, entitled An act to amend chapter 146 of the Laws of 1872, entitled An act to authorize corporations to hold and convey real estate for business purposes in other States with the consent thereof, so as to authorize such corporations to hold and convey real estate in other States and countries and to make investments and deposits therein,’” reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled “An act to enable the New York and Harlem Railroad Company to enlarge the passenger depot at Forty-second street, in the city of New York,” reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt moved that the House do now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 57 }
{ NOES 34 }

Those who voted in the affirmative, were

Bailey	Dreiss	Howland	Murphy	Scott
Baker	Erwin	Hubbell	Nash	Shoemaker
Barager	Farnum	Husted	Nelson	Smith, C.
Beckwith	Forsyth	Jobes	Odell	Sweet
Brown, C. W.	Geddes	Johnson, S. W.	O'Neil	Tremper

Cartwright	Harpending	Jones	Otis	Van Allen
Childs	Hasbrouck	Kittle	Pierson	Van Duzer
Church	Haskins	Kneeland	Priddy	Veeder
Clarke	Heath	Lewis	Rice	Walrath
Clapp	Hendricks	Littlejohn	Roosevelt	Welch
Curtis	Hodges	Moore	Rosenthal	Westfall
Dimmick	Howe			

Those who voted in the negative, were

Allen	Coffey	Haskell	Murray	Roche
Binder	Craig	Joyce	Nagle	Seeber
Boynton	Donohue	Lindsay	Nason	Sipp
Briggs	Duffy	Locke, S. D.	Noxon	Van Cott
Brogan	Farrell	McCabe	Osborne	Whiteman
Burns	Felter	McDonald	Owen	Zimmerman
Cady	Haggerty	Miles	Pratt	

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 93 of the Laws of 1877, entitled 'An act to provide for the better administration of justice in the town of Watervliet, in the county of Albany,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Forsyth, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to regulate the height of dwelling-houses in the city of New York, and for the better preservation of health in such houses," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 737 of the Laws of 1869, entitled 'An act to incorporate the Brooklyn Young Men's Christian Association,' passed May 8, 1869, as amended by chapter 361 of the Laws of 1876, and chapter 490 of the Laws of 1881," reported in favor of the passage of the same, with an amendment, and said bill restored to its place on the order of third reading of bills.

Mr. House, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to provide compensation for the performance of the duties of captain of the port of New York and harbor-masters of the port of New York since May 24, 1883," reported in favor of the passage of the same (Messrs. Miles and Hawkins dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Tremper moved that the House do now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 72 }
{ NOES 25 }

Those who voted in the affirmative, were

Bailey	Donohue	Hubbell	Murphy	Roosevelt
Barnes	Duffy	Husted	Murray	Scott
Barager	Erwin	Jobes	Nagle	Seeber

Beckwith	Farnum	Jones	Nash	Shoemaker
Binder	Farrell	Joyce	Nason	Smith, C.
Boyce	Geddes	Kittle	Noxon	Sweet
Briggs	Haggerty	Kneeland	Odell	Taylor
Brogan	Hall	Kruse	Oliver	Tremper
Butler	Hasbrouck	Lewis	O'Neil	Van Allen
Cady	Heath	Littlejohn	Palmer	Van Duzer
Cartwright	Higgins	Locke, S. D.	Pratt	Veeder
Clapp	Hodges	Locke, L. R.	Price	Westfall
Coffey	Hooley	McDonald	Priddy	Whiteman
Curtis	Howe	Moore	Roche	Zimmerman
Dean	Howland			

Those who voted in the negative, were

Boynton	Clarke	Felter	Miles	Sipp
Brown, C. W.	Dimmick	Harpending	Nelson	Smith, W. E.
Burns	Donnelly	Jackson	Osborne	Van Cott
Childs	Dreiss	Lindsay	Owen	Welch
Church	Ely	McCabe	Rosenthal	Wilcox

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the Senate bill entitled as follows:

"An act to provide compensation for the performance of the duties of captain of the port of New York, and harbor masters of the port of New York, since May 24, 1883."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Kittle, from said committee, reported progress on said bill, and asked leave to sit again.

Mr. Tremper moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 72 }
{ NOES 23 }

Those who voted in the affirmative, were

Allen	Craig	Howland	Murray	Roche
Bailey	Curtis	Hubbell	Nagle	Scott
Barager	Dean	Husted	Nash	Seeber
Beckwith	Donohue	Jobes	Nason	Shoemaker
Binder	Duffy	Jones	Noxon	Sipp
Boyce	Erwin	Kittle	Odell	Smith, C.
Boynton	Farnum	Kneeland	Oliver	Sweet
Briggs	Geddes	Lewis	O'Neil	Tremper
Brogan	Haggerty	Littlejohn	Owen	Van Allen
Butler	Hall	Locke, S. D.	Palmer	Van Duzer
Cady	Hasbrouck	Locke, L. R.	Pierson	Veeder
Cartwright	Haskell	McDonald	Pratt	Westfall
Clarke	Heath	Moore	Price	Whiteman
Clapp	Higgins	Murphy	Priddy	Zimmerman
Coffey	Howe			

Those who voted in the negative, were

Brown, C. W.	Donnelly	Johnson, G. R.	Miles	Smith, W. E.
Brown, J. H.	Ely	Kruse	Nelson	Van Cott
Burns	Felter	Lindsay	Osborne	Welch
Childs	Harpending	Maher	Rosenthal	Wilcox
Dimmick	Jackson	McCabe		

Mr. Van Cott moved that the committee on commerce and navigation be discharged from the further consideration of Assembly bill Int. No. 947, entitled "An act to allow the formation of corporations for the purpose of constructing, maintaining and operating canals within the State of New York, and allowing the purchase from the State of any abandoned canals, and maintaining and operating the same," and that the same be committed to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Howe, from the select committee appointed to investigate the management of the State Lunatic Asylum, at Utica, submitted a report accompanied by a copy of the testimony taken; which was laid upon the table and ordered printed.

(See Doc. No. 164.)

Mr. Howe offered, for the consideration of the House, resolutions in the forms following:

Resolved (if the Senate concur), That the Attorney-General, the Comptroller and the President of the State Board of Charities be and they are hereby requested to meet together and devise a plan for the reorganization of the business and financial management of all the State charitable institutions, so that the funds of such institutions may be administered by the Comptroller of the State, and so that purchases of provisions and other supplies for the use of such institutions may be made by some central authority or purchasing agency.

Resolved (if the Senate concur), That said officials are hereby requested and empowered to make such other or further inquiries into the present system of management of such institutions as they may deem expedient in order to enable them to carry out the foregoing suggestion, and to enable them to make any further recommendation for the improvement of the business management and control of the State charities, and to that end the said officials are further requested to report their recommendations and conclusions to the next Legislature, within ten days after the meeting thereof, and if any changes in the existing law be advised they shall report the same by bill.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolutions, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolutions to the Senate, and request their concurrence therein.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to enable the city of Brooklyn to pay its arrearage of county taxes."

"An act to amend the Code of Civil Procedure."

"An act to further amend chapter 697 of the Laws of 1866, entitled 'An act supplementary to the act entitled An act to authorize the formation of railroad corporations, and to regulate the same.'"

"An act to repeal chapter 825 of the Laws of 1872, entitled 'An act to authorize and require the New York and Harlem Railroad Company to extend their tracks through certain streets and avenues of the city of New York, for the use of their small cars only.'"

"An act to regulate the rate of foot-passenger ferriage across the East river from the foot of East Thirty-fourth street, New York city, and Borden avenue, Long Island City."

"An act to amend an act entitled 'An act concerning pawnbrokers.'"

"An act in relation to declaring certain contracts for the sale, purchase or transfer of personal property, to be construed as bets or wagers under the operation of the Penal Code."

"An act directing the commissioners of charities and correction of the city of New York to establish a reception hospital in the upper part of said city."

"An act to amend chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

"An act to amend chapter 547 of the Laws of 1855, entitled 'An act allowing illegitimate children to inherit real and personal property in certain cases.'"

"An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany.'"

"An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled An act to amend chapter 410 of the Laws of 1878, entitled An act to improve Flushing avenue, Long Island City.'"

"An act to provide for the payment of the expenses of certain proceedings for the judicial determination of the term of and title to the office of judge of the Superior Court of the city of New York."

"An act to amend an act entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' passed June 3, 1881."

"An act to amend chapter 346 of the Laws of 1878, entitled 'An act relative to the collection of taxes and assessments in the city of Brooklyn.'"

"An act to define the boundary along Hemlock lake between the towns of Canadice, in the county of Ontario, and Conesus, in the county of Livingston."

"An act to provide for adjusting and enforcing the claim of the town of Corning against the New York, Lackawanna and Western Railway Company by reason of the construction of the railway of said company upon and along that portion of a highway of said town running through the Chemung Narrows, and appointing commissioners for that purpose."

"An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State."

"An act to amend chapter 141 of the Laws of 1871, entitled 'An act to abolish tolls on certain roads and bridges in the towns of Newtown and Flushing, in the county of Queens, and provide compensation therefor.'"

"An act to amend chapter 291 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'"

"An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie."

"An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark."

"An act to provide for the valuation of life insurance policies and obligations connected therewith."

"An act to authorize the Comptroller of the city of Brooklyn to redeem certain tax certificates."

"An act to amend chapter 170 of the Laws of 1866, entitled 'An act to incorporate the village of Montezuma.'"

"An act to authorize the village of Middletown, in the county of Orange, to raise money to construct a village hall."

Mr. O'Neil, from the committee on game laws, to which was referred the bill introduced by Mr. Pratt, Int. No. 939, entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" reported in favor of the passage of the same, with amendments (Mr. Seeber dissenting), which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Taylor, Int. No. 1083, entitled "An act to amend chapter 567 of the Laws of 1871, entitled 'An act providing for the opening of new roads and avenues, and closing old highways in the town of Flatbush, in Kings county,'" reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Taylor, and by unanimous consent, said bill was ordered to a third reading.

Mr. Hunt, from the committee on internal affairs, to which was referred the bill introduced by Mr. Osborne, Int. No. 1062, entitled "An act to repeal chapter 612 of the Laws of 1866, entitled 'An act to create a board of auditors in the town of La Grange, in the county of Dutchess,'" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Hunt, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to set off Lloyd's Neck from the town of Oyster Bay, Queens county, and annex the same to the town of Huntington, Suffolk county," reported in favor of the passage of the same, which report was agreed to.

Mr. Darragh moved to disagree with the report of the committee on internal affairs, and that said bill be referred to the committee on civil divisions.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Darragh, and it was determined in the affirmative.

Mr. Hunt, from the committee on internal affairs, to which was referred the Senate bill entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York,

and the seaside resorts near New York city and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Veeder, from the committee on public education, to which was referred the bill introduced by Mr. Wilcox, Int. No. 838, entitled "An act to facilitate the payment of school taxes assessed upon telegraph, telephone and pipe line companies," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Cartwright, from the committee on public health, to which was referred the Senate bill entitled "An act to amend chapter 324 of the Laws of 1850, entitled 'An act for the preservation of the public health, and the acts amendatory thereof,'" reported adversely thereto, which report was agreed to and said bill rejected.

The bill entitled "An act entitled 'An act to enable the city of Brooklyn to pay its arrearage of county taxes,'" having been announced for a third reading,

On motion of Mr. C. W. Brown, and by unanimous consent, the title was amended so as to read as follows:

"An act to enable the city of Brooklyn to pay its arrearage of county taxes."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clapp	Heath	Kneeland	Rice
Bailey	Clinton	Higgins	Lewis	Roosevelt
Baker	Coffey	Hodges	Lindsay	Seeber
Barnes	Craig	Horton	Littlejohn	Shoemaker
Barager	Curtis	House	Locke, L. R.	Sipp
Becker	Darragh	Howe	Maher	Smith, W. E.
Beckwith	Dibble	Howland	McDonald	Smith, C.
Binder	Donohue	Hubbell	Moore	Taylor
Boyce	Erwin	Husted	Mullaney	Tremper
Boynton	Farnum	Jackson	Noxon	Van Allen
Briggs	Felter	Jobes	O'Neil	Van Cott
Brown, C. W.	Forsyth	Johnson, G. R.	Osborne	Walrath
Brown, J. H.	Haggerty	Johnson, S. W.	Otis	Welch
Burns	Hall	Jones	Owen	Westfall
Cady	Harpending	Joyce	Palmer	Wilcox
Cartwright	Haskell	Kent	Pierson	Zimmerman
Childs	Hawkins	Kittle	Priddy	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to further amend chapter 697 of the Laws of 1866, entitled 'An act supplementary to the act entitled An act to authorize the formation of railroad corporations, and to regulate the same,'" having been announced for a third reading,

On motion of Mr. Hasbrouck, and by unanimous consent, said bill was amended by adding as sections 2 and 3 the following:

"§ 2. The provisions of this act shall apply to railways not exceeding four miles in length and overcoming elevations not less than 500 feet to the mile where the motive power is locomotives furnished with cogs working into cogs on the railway.

"§ 3. This act shall take effect immediately."

Also, in line 18, section 1, strike out the word "three," and insert in lieu thereof the word "five."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 30 }

Those who voted in the affirmative, were

Allen	Farnum	Husted	Murphy	Roche
Becker	Forsyth	Johnson, G. R.	Nagle	Rosenthal
Beckwith	Hall	Johnson, S. W.	Nelson	Scott
Boynton	Harpending	Jones	Noxon	Shoemaker
Brown, C. W.	Hasbrouck	Joyce	Oliver	Smith, C.
Brown, J. H.	Haskell	Lewis	O'Neil	Sweet
Burns	Hawkins	Littlejohn	Otis	Taylor
Butler	Heath	Locke, S. D.	Palmer	Tremper
Cartwright	Hendricks	Locke, L. R.	Pierson	Van Allen
Coffey	Higgins	Maher	Pratt	Welch
Craig	Hodges	McCabe	Price	Westfall
Donnelly	Horton	McDonald	Priddy	Wilcox
Driss	Howland	Moore	Rice	Zimmerman
Duffy				

Those who voted in the negative, were

Baker	Clarke	Donohue	Howe	Otis
Barnes	Clapp	Ely	Hubbell	Roosevelt
Binder	Curtis	Erwin	Jobes	Seeber
Cady	Darragh	Farrell	Lindsay	Smith, W. E.
Childs	Dean	Felter	Murray	Van Cott
Church	Dimmick	Haggerty	Odell	Van Duzer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 351 of the Laws of 1866, entitled 'An act to incorporate the village of White Plains,' as amended by chapter 693 of the Laws of 1870, entitled 'An act to amend the charter of the village of White Plains,' and also to amend chapter 179 of the Laws of 1878, entitled 'An act to amend chapter 518 of the Laws of 1867, entitled An act to amend an act entitled An act to incorporate the village of White Plains,' and chapter 409 of the Laws of 1873, entitled 'An act further to amend the charter

of the village of White Plains, in the county of Westchester," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 9, after the word "along," insert "the center of."

Same section, line 30, strike out the word "easterly," and insert the word "westerly."

Section 2, line 8, after the word "company," insert the words "formed under chapter 85 of the Laws of 1880, entitled 'An act supplemental to chapter 40 of the Laws of 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto."

Same section, line 9, strike out the words "or any part thereof," and insert the words "for fire hydrants and other village purposes."

Section 3, lines 15, 16 and 17, strike out the words "one thousand dollars of which shall be annually expended in macadamizing some portion of the streets in said village."

Same section, lines 19 and 20, strike out the words "but not to exceed three thousand dollars in any one year."

Same section, line 24, after the word "necessary," insert the words "to discharge the same."

Same section, line 26, after the word "dollars," insert the words "for rental and use of fire hydrants, and for other village purposes."

Section 4, line 43, after the word "therein," insert the following:

"But it shall have no power to make a new assessment of property already appraised in said assessment-roll, except that in cases of destruction thereof, or a material injury thereto by the elements, when the said board may reduce the amount of such assessment or assessments in such sum as it may deem just, and except, also, where there is a manifest inequality between two or more assessments, the said board may, in its discretion, equalize the same as justice may require."

Same section, lines 44, 45 and 46, strike out the words "and the said board shall have power to raise or lower the assessed valuation of any property included in said assessment-roll as justice may require."

Same section, lines 49 and 50, strike out the word "accessible," and insert the word "assessable."

Section 5, after line 26, insert the words "and all surplus collected shall be applied for the purposes named in section 1 of title 4 of said charter as amended by section 3 of this act."

Same section, line 27, after the word "certificates," insert the words of indebtedness."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Higgins	Littlejohn	Price
Bailey	Darragh	Hodges	Locke, S. D.	Priddy
Baker	Dean	Horton	Locke, L. R.	Rice
Barnes	Dimmick	Howe	Maher	Roosevelt
Barager	Donnelly	Howland	McCabe	Scott
Becker	Donohue	Hubbell	McDonald	Seeber

Beckwith	Dreiss	Hunt	Moore	Shoemaker
Binder	Ely	Husted	Murphy	Sipp
Boyce	Erwin	Jackson	Murray	Smith, W. E.
Boynton	Farnum	Jobes	Nagle	Smith, C.
Briggs	Felter	Johnson, G. R.	Nelson	Sweet
Brown, C. W.	Forsyth	Johnson, S. W.	Noxon	Tremper
Burns	Geddes	Jones	Odell	Van Allen
Butler	Haggerty	Joyce	O'Neil	Van Cott
Cady	Hall	Kittle	Osborne	Walrath
Cartwright	Harpending	Kneeland	Otis	Welch
Clarke	Haskell	Kruse	Owen	Westfall
Clapp	Hawkins	Lewis	Palmer	Wilcox
Clinton	Heath	Lindsay	Pierson	Zimmerman
Coffey				

Ordered, That the Clerk return said bill to the Senate, with message that the Assembly have concurred in their amendments.

The Senate bill entitled "An act to amend chapter 737 of the Laws of 1869, entitled 'An act to incorporate the Brooklyn Young Men's Christian Association,' passed May 8, 1869, as amended by chapter 316 of the Laws of 1876, and chapter 490 of the Laws of 1881," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Coffey	Heath	Lindsay	Price
Bailey	Curtis	Hendricks	Littlejohn	Priddy
Baker	Darragh	Higgins	Locke, L. R.	Roche
Barnes	Dayton	Hodges	Maher	Roosevelt
Barager	Dean	Horton	McCabe	Scott
Becker	Dimmick	Howe	McDonald	Seeber
Beckwith	Donnelly	Howland	Moore	Shoemaker
Binder	Erwin	Hubbell	Murphy	Smith, C.
Boyce	Farnum	Husted	Nagle	Taylor
Boynton	Farrell	Jackson	Nelson	Tremper
Briggs	Felter	Jobes	Noxon	Van Allen
Brown, C. W.	Forsyth	Johnson, G. R.	Odell	Van Cott
Brown, J. H.	Garbutt	Johnson, S. W.	Oliver	Walrath
Burns	Haggerty	Jones	Osborne	Welch
Cady	Hall	Joyce	Otis	Westfall
Cartwright	Harpending	Kent	Owen	Whiteman
Church	Hasbrouck	Kittle	Palmer	Wilcox
Clarke	Haskell	Kruse	Pierson	Zimmerman
Clapp	Hawkins	Lewis		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend chapter 276 of the Laws of 1883, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
 { NOES 1 }

Those who voted in the affirmative, were

Allen	Clapp	Howe	McDonald	Rice
Bailey	Coffey	Howland	Moore	Roche
Baker	Craig	Hubbell	Murphy	Roosevelt
Barnes	Darragh	Husted	Nagle	Scott
Barager	Dean	Jackson	Nash	Shoemaker
Becker	Dimmick	Jobes	Nelson	Smith, W. E.
Beckwith	Erwin	Johnson, G. R.	Noxon	Sweet
Binder	Farnum	Johnson, S. W.	Odell	Taylor
Boyce	Farrell	Jones	Oliver	Tremper
Boynton	Felter	Joyce	Osborne	Van Allen
Briggs	Forsyth	Kruse	Otis	Van Cott
Brown, C. W.	Haggerty	Lewis	Owen	Walrath
Burns	Harpending	Lindsay	Palmer	Welch
Cady	Hasbrouck	Littlejohn	Pierson	Westfall
Cartwright	Haskell	Locke, L. R.	Price	Whiteman
Childs	Hawkins	Maher	Priddy	Zimmerman
Church	Hodges	McCabe		

Those who voted in the negative, were

Donohue

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Bailey offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That this Legislature adjourn *sine die* on Friday, May 9, at 12 o'clock, noon.

Debate arising thereon,

Ordered, That said resolution be laid upon the table.

Mr. Dayton, from the sub-committee of the whole, submitted a report which was laid upon the table and ordered printed.

(See Doc. No. 162.)

The bill entitled "An act in relation to the use of cut and dressed stone in the construction or repairing of public structures by or on behalf of municipal corporations," having been announced for a third reading,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 48 }
 { NOES 51 }

Those who voted in the affirmative, were

Binder	Donohue	Jobes	Nagle	Sipp
Brogan	Dreiss	Johnson, S. W.	Nason	Smith, C.
Burns	Duffy	Joyce	Odell	Taylor
Butler	Farrell	Lindsay	Oliver	Tremper
Cartwright	Forsyth	Maher	Osborne	Van Cott

Clarke	Haggerty	McDonald	Owen	Veeder
Coffey	Hasbrouck	Miles	Rice	Walrath
Craig	Hooley	Moore	Roche	Whiteman
Darragh	Husted	Murphy	Rosenthal	Wilcox
Donnelly	Jackson	Murray		

Those who voted in the negative, were

Allen	Clapp	Heath	Kruse	Priddy
Bailey	Curtis	Hendricks	Littlejohn	Roosevelt
Baker	Dayton	Hodges	Locke, L. R.	Scott
Barager	Dimmick	Horton	Nash	Seeber
Boyce	Erwin	Howe	Noxon	Shoemaker
Boynton	Felter	Howland	O'Neil	Sweet
Briggs	Hall	Hubbell	Otis	Van Allen
Brown, C. W.	Harpending	Johnson, G. R.	Palmer	Van Duzer
Brown, J. H.	Haskell	Jones	Pierson	Welch
Cady	Hawkins	Kneeland	Price	Westfall
Church				

Mr. Nagle moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Rice offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House take a recess it be to meet this afternoon at 4 o'clock, and that no session be held this evening.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," with a message that they have concurred in the passage of the same, with the following amendments (reference being had to the engrossed bill) :

Page 2, line 6, strike out the word "and

Same page, line 7, strike out the word "and," and insert the word "the."

Same line, after the word "health," insert the words "and shore inspector."

Same line, strike out the words "at the close," and insert the words "quarterly on January 1, April 1, July 1, and October 1."

Same page, line 9, after the word "expenditures," insert the words "with sub-vouchers."

Same page, line 12, strike out the word "and."

Same line, after the word "health," insert the words "and shore inspector."

Same page, same line, strike out the words "fiscal year," and insert the words "three months preceding."

Same page, line 15, after the word "receipts," insert the words "including any sums received from each county."

Same page, after line 19, insert the following :

"In accounts for repairs or new work, the name of each workman, the number of days he is employed, and the rate and amount of wages paid to him shall be given, if contracts are made for repairs

or new work, or for supplies, a duplicate thereof with specifications shall be filed with the Comptroller."

Page 3, after line 8, insert item transferred from page 15 as follows:

"For Samuel C. Harris, for eight days' service as assistant door-keeper of the Assembly from the 1st day of January to and including the 8th day of January, 1884, the sum of \$40."

Same page, after line 14, insert the following:

For the purpose of encouraging improvement in the manufacture of butter and cheese, and the cultivation of hops, and other crops, the sum of \$2,500, to be distributed in premiums by the Central New York Agricultural, Horticultural and Mechanical Association at Utica, on vouchers to be approved by the Comptroller.

"For the purpose of extending dairy knowledge and science, for editing, printing and distributing the same among the people of this State, \$800, to be expended under the direction of the New York State Dairymen's Association for the year 1884, upon vouchers to be approved by the Comptroller."

Same page, line 18, strike out the word "three," and insert the word "two."

Same page, transfer item on lines 18 to 24, both inclusive, to page 11, after line 32.

Same page, transfer item on lines 25 to 33, both inclusive, to page 11, after line 3.

Page 4, line 6, strike out "four," and insert "three;" and after the word "hundred" insert the words "seventy-five."

Same page, after line 6, insert the following:

"For the Commercial Telephone Company, for rental of telephone for one year, from March 4, 1884, \$60.

"For the United States Reflector Company, or its lawful successors or assigns, as the courts may determine, for gas fixtures for the new Capitol, \$1,065.80."

Same page, line 18, after the word "necessary," insert the following:

"And for the employment of such experts as he may deem necessary, to investigate and report a system of forest preservation, the sum of \$5,000, or so much thereof as may be necessary, but such sum shall not be expended by such Comptroller in case a separate appropriation for the same or similar purpose be made by the present Legislature, although the expenditure of such separate appropriation may not be under the direction of the Comptroller."

Same page, line 26, after word "exhausted," insert the words "or insufficient."

Same page, after line 29, insert the following:

"For the Comptroller, for the regimental fund of the One Hundred and Third regiment, National Guard State of New York (disbanded), omitted to be paid for the year ending December 31, 1876, and to which said regiment was entitled, \$1,000, on the audit of the Adjutant-General in the same manner as the accounts chargeable to the military fund of the several organizations of the National Guard are now audited and paid. Any outstanding accounts properly charge-

able to the regimental fund of the said One Hundred and Third regiment shall be paid out of the appropriation herein made."

Same page, after line 29, insert item transferred as amended from page 13, as follows:

"For the services and expenses of removing intruders upon the lands of the St. Regis Indians in Franklin county, pursuant to chapter 204 of the Laws of 1821, \$200, or so much thereof as may be necessary."

Page 5, line 1, after "hire," insert "in preparing."

Same page, after line 8, insert the following:

"For the Comptroller for expenses of auction agents, the sum of \$500, or so much thereof as may be necessary, not to be expended by said agents or by any one except upon the special authorization of the Comptroller for deficiency in appropriations for assessments and other expenses of the public lands, \$1,000."

"For payment to the widow and heirs at law of the late John G. Wasson of interest at six per centum per annum to April 1, 1885, on \$10,000 upon a certificate issued under chapter 830 of the Laws of 1868, \$600."

Same page, line 9, strike out the word "the," first occurring; strike out "of," and insert "to."

Same page, after line 13, insert the following:

"Chapter 176 of the Laws of 1880, entitled 'An act concerning tramps', and all laws amendatory thereof, are hereby repealed."

Same page, strike out from line 28 to 34, both inclusive, as follows:

"For the expenses incurred by Messrs. Fairfield and Elmendorf, in entertaining a committee of the Massachusetts Legislature in May, 1882, by order of the railroad committee of the Assembly of that year, \$500, or so much thereof as may be necessary, subject to the audit of the Comptroller."

Page 6, strike out all after the word "dollars," in line 10, down to and including the word "State," in line 18.

Same page, strike out from and including line 35 down to and including line 2, on page 7, and insert the following:

For the purchase of usual law books, including session laws, and replace those destroyed by fire for the town of St. Armand, Essex county, \$50; for the town of Wayland, Steuben county, \$50; for the town of Olean, Cattaraugus county, \$50; for the town of Mina, Chautauqua county, \$50, and for the town of Concord, Erie county, \$50, to be expended by the Secretary of State."

Page 7, after line 9, insert the following:

"For clerk of the Board of Claims for deficiency in appropriations for salary from the 25th day of March, 1884, to the close of the current fiscal year, \$520, or so much thereof as may be necessary."

Same page, line 12, after the word "September," insert the word "thirtieth."

Same page, line 15, strike out the word "twenty-eight," and insert the words "five thousand three"; and strike out from and including the word "and," in line 15, down to and including line 18.

Same page, after line 18, insert the following :

“ For deficiency in appropriations for expenses of legislative committees and fees of counsel engaged therein and other contingent expenses of the Legislature of 1881, 1882, and 1883, the sum of \$12,000 or so much thereof as may be necessary, to be paid in the case of legislative committees, on the certificate of the chairmen of the respective committees and of the presiding officers of the respective houses, and in other cases on the certificate of the clerks and presiding officers of the respective houses, and in all cases, upon the audit of the Comptroller.

For deficiency in appropriations for expenses of legislative committees and fees of counsel and stenographers engaged therein and other contingent expenses of the Legislature of 1884, the sum of \$32,000, or so much thereof as may be necessary, to be paid in the case of legislative committees, on the certificate of the chairmen of the respective committees and of the presiding officers of the respective houses, and in other cases, on the certificate of the clerks and presiding officers of the respective houses, and in all cases upon the audit of the Comptroller.

“ For composing and printing testimony taken by and before legislative investigating committees for the year 1884, for the use of such committees, upon bills therefor, which shall be certified by the chairmen of such committees and presiding officers of the respective houses, and to be audited by the Comptroller, the sum of \$15,000, or so much thereof as may be necessary.”

“ For printing, gathering, collating and binding 7,083 copies of volume 1 and 7,083 copies of volume 2 of the first annual report of the Board of Railroad Commissioners, pursuant to concurrent resolution of the Legislature passed January 24, 1884, \$11,786.11 — and for lithographing 7,083 copies of the railroad map of the State of New York for volume one, folding and placing the same in said volume, \$440, the sums herein appropriated, or so much thereof as may be necessary, to be paid on the certificate of the chairman of the Railroad Commission, that the work has been satisfactorily done, and on the audit of the Comptroller, and be refunded to the treasury of the State by the several corporations owning and operating railroads in this State, in such proportion as is prescribed in section 13 of chapter 353 of the Laws of 1882.”

Same page, after line 33, insert the following :

“ For deficiency in appropriations for justices of the Supreme Court in the second judicial district, not residing in the county of Kings, for additional compensation for services, pursuant to chapter 765 of the Laws of 1868, the sum of \$1,875, to be paid only from moneys which shall have been or shall be paid into the treasury for taxes levied for the purposes of said act and in pursuance thereof.

“ For deficiency in appropriations for the stenographers of the second judicial district, not residing in the county of Kings, for salaries from January 1, 1884, to October 1 of the same year, pursuant to chapter 765 of the Laws of 1868, the sum of \$750, to be paid only from moneys which shall have been or shall be paid into the

treasury for taxes levied for the purposes of said act and in pursuance thereof."

Same page, strike out from and including line 34, down to and including line 13, on page 8, as follows:

"For the Comptroller, for payment of the judgment of Andrew Kehn against the State of New York, \$794.29, and for payment of the judgment of Bernard Grimes against the State of New York, \$469.49. The Comptroller shall pay the above-named judgments, upon the said judgment creditors producing to and filing with him satisfactions of said judgments, certified by the Attorney-General to be in due form.

"For the Comptroller, for payment of the charges of the Erie and New England Express Company, for express charges in 1883, as ordered by the clerks of the Senate and Assembly, \$468.86, or so much thereof as may be necessary.

Page 8, line 15, strike out the words "as per direction of the State Board of Health."

Same page, after line 19, insert the following:

"For the State Lunatic Asylum at Utica, for the completion, renewal and repairs of old part of wards 10 and 11 of the women's department, the sum of \$4,182.64; for completing the new part of the same wards, the sum of \$8,195.51."

Same page, line 21, strike out the word "three," and insert the word "six."

Same page, at the end of line 26, add the following:

"And for fencing in front of the asylum on Forest avenue, \$6,500."

Page 9, line 29, after the word "asylum," insert the words "and the Comptroller."

Same page, line 34, strike out the word "six," and insert the word "two;" and at the end of the line add the words "and for draining the flat lands east of the asylum, \$2,000."

Page 10, line 3, after the word "dollars," strike out all down to and including the word "dollars," in line 7.

Same page, line 11, insert the following:

"And for the erection of cottages for sixty inmates, and for barn, shed and farm stock, and tools, \$8,800."

Same page, after line 33, insert the following:

"For Mrs. Catharine D. Pierson, widow of William W. Pierson, late journal clerk of the Senate, the sum of \$800, being that portion of his annual salary as such journal clerk which has not been paid to him."

Page 11, after line 3, insert item transferred from page 3, lines 25 to 33, both inclusive, as follows:

"To the trustees of the State Library, to enable them to purchase the original correspondence and other papers of Daniel D. Tompkins, Governor of the State of New York (from 1807 to 1817) and Vice-President of the United States (from 1817 to 1825), and to include all the correspondence known as the Tompkins papers, the sum of \$5,000."

Add at end of last paragraph the following :

"For the trustees of the State Library, for repairs, cleaning, transportation of books and other necessary expenses of the State Library, incurred in the removal of the library to the new Capitol, \$339.30.

"For the State Museum of Natural History, for the printing of labels, binding of books and for stationery, \$400, to be paid on the certificate of the Director and the audit of the Comptroller."

"The balance remaining unexpended of the sum of \$5,000, appropriated by chapter 272 of the Laws of 1879, and re-appropriated by chapter 362 of the Laws of 1882, for the purchase of books at the sale of the Brinley Library, and for the purchase of such volumes of the British parliamentary papers as the trustees of the State Library may deem important, being the sum of \$2,065.22, is hereby re-appropriated for the same purpose, and for the purchase of volumes of statute laws and State papers."

Same page, line 21, insert the following :

"For the New York State Reformatory at Elmira, to be expended under the direction of the board of managers for constructing stone floors throughout the domestic buildings and pavilions, \$12,000.

"For the Western House of Refuge for purchase of boilers and heating apparatus, \$7,500; for extraordinary repairs, \$2,500; for fitting up and furnishing four shops, for the employment of instructors therein, and for material and incidental expenses thereof, to establish a school of technology, \$15,000; for compensation for loss of earnings growing out of the change of the hour for schools, and in withdrawing one hundred boys from the shoe shop, \$6,900; and for deficiency in appropriations for maintenance for the current fiscal year, \$5,000."

"Same page, after line 32, insert item as transferred from page 3, lines 19 to 24, both inclusive, as follows :

"For the commissioners of fisheries, to be expended as they may deem proper, upon vouchers to be approved by the Comptroller, for the purpose of replenishing the lakes and rivers of this State with fish, \$7,000, for the conduct of their operations to the close of the present fiscal year."

Page 12, transfer item on lines 8 to 17, both inclusive, so as to follow line 14, page 18.

Same page, transfer item on lines 18 to 28, both inclusive, so as to follow line 30, on page 17.

Page 12, after line 28, insert the following :

"For William H. Bowman, as attorney for the defendant, William Wallace, in the action hereinafter named, the sum of \$80.53, being the amount in full payment of a judgment for costs against the people of this State in an action commenced in the name of the people by the district attorney of Monroe county against the said defendant, for violation of the game laws of this State, which judgment was entered and docketed in the clerk's office of Monroe county on the 19th day of February, 1884; the Comptroller shall pay the above named sum to the said attorney upon his filing with the Comptroller

a satisfaction of said judgment, certified by the Attorney-General to be in due form.

“ For George M. Schwartz, a game and fish protector of this State, for legal expenses incurred by him in defending an action brought against him by Augustus Heck for certain acts done by him as such game and fish protector, in the suppression of unlawful fishing in Sodus bay in this State in September, 1882, which action was tried in the Circuit Court of this State sitting at Lyons in Wayne county in December, 1883, resulting in a verdict for the defendant, and on which an execution was issued for the amount herein appropriated against the plaintiff, and a return of ‘no property found’ made thereon by the sheriff of said county on the 2nd day of January, 1884, the sum of \$85.25.

“ For P. J. Joachimsen, as attorney for H. W. O. Edye and William Volckens, in the action hereinafter named, the sum of \$725.45, being the amount in full payment of the principal of a judgment for costs against the people of this State in favor of said Edye and Volckens, in an action commenced in the name of the people, in the Common Pleas Court in the city of New York, against the said Edye and Volckens, which judgment was docketed in the clerk’s office of New York county, on the 22d day of June, 1882; and the further sum of \$85.87, or so much thereof as may be necessary, for interest on said judgment. The Comptroller shall pay the above sums to the above-named attorney, out of any moneys heretofore appropriated for the commissioners of emigration not otherwise expended, upon the filing by said attorney with the Comptroller of a satisfaction of said judgment, certified by the Attorney-General to be in due form.

“ For the payment of a judgment against the State in favor of Henry B. Kretzler, docketed in the clerk’s office of Albany county January 24, 1884, \$548; and for like judgment in favor of Michael Riley docketed in said office on the same day, \$548; and for like judgment in favor of Thomas O. Conner docketed in said office on the 16th day of April, 1884, \$548.

“ For the payment of an award made on the 11th of April, 1883, by the State Board of Audit, in favor of Thomas W. Griffin, for services as superintendent of canal repairs on section one of the Champlain canal, the sum of \$66.30.

“ For the payment of awards made by the Board of Claims, the sum of \$10,762.06, as follows: For James H. Hoose for salaries of Professor Hoose, as principal, and Thomas B. Stowell and others, as teachers, in the Cortland Normal and Training School, \$10,217.81, awarded by said board January 22, 1884, subject to the decision of the Court of Appeals in case the Attorney-General appeals the case to said court; and for William J. Hammond and Charles W. Mosher, for money paid by them to the district attorney of Saratoga county, for lumber and timber, upon the claim that the same was the property of the State under the tax sale of 1877, which tax sale was declared void by the Comptroller of the State, the sum of \$544.25, awarded by said board January 22, 1884.”

Same page, strike out from and including line 29 down to and including line 16, on page 13, as follows :

“ For Messrs. Russell & Lutting, for legal services rendered the State of New York at the request and under the direction of the late Attorney-General, \$1,185, or so much thereof as may be necessary, to be paid upon vouchers to be approved by the Comptroller.

“ For Messrs. Banks & Brothers, for payment for law books purchased for the following judges of the Court of Appeals, for the law libraries owned by the State of New York and in the custody and for the use of the said judges, said payment to be made upon vouchers to be certified by the judges having the custody of the said libraries, as follows : for the law library held and used by Judge Ruger, \$808.89; for the law library held and used by Judge Folger, \$463.44 ; for the law library held and used by Judge Danforth, \$523.39 ; for the law library held and used by Judge Allen, \$150 ; for the law library held and used by Judge Finch, \$1,112.73, and for the law library held and used by Judge Earl, \$367.32.”

Page 13, transfer the item on lines 17 to 21, both inclusive, so as to follow line 29, on page 4.

Same page, transfer item on line 22 to 35, both inclusive, so as to follow the item for the Adjutant-General, on page 18.

Page 14, line 8, after the word “managers,” insert the words “and Superintendent of Public Instruction.”

Same page, after line 11, insert the following :

“ For the State Normal School at Fredonia, for plumbing, necessary connections, stand pipes and hose, \$3,000 ; for carpenter work and plumbing, \$800 ; for sewer and right of way, \$1,000, and for rebuilding the Chapel chimney, \$250.

“ The executive committee of the trustees of the State Normal School at Albany, in anticipation of any appropriation for the purposes hereinafter named, is hereby authorized out of the amount appropriated by chapter 486 of the Laws of 1883 for building purposes for the school building, to use so much thereof as may be needed for the purpose of placing of steam heating and ventilating apparatus for such building and for fuel and care of the same not exceeding the sum of \$20,000 ; and such committee is hereby empowered to acquire the right of drainage for said normal school building, in the same manner as provided by chapter 800 of the Laws of 1866, for the acquisition of sites or addition thereto for district school-houses.”

And insert also item transferred from page 16, on lines 7 to 18 both inclusive, relative to the school at Potsdam as follows :

“ For State Normal and Training School at Potsdam for making and laying new floors in basement and halls ; repairing stairs and procuring material and building new stairs in back of normal hall ; oiling, painting and repairing woodwork, walls and ceilings ; building piazzas and procuring material for same ; building and procuring cases for cabinet ; procuring and hanging shutters ; relaying sewer-pipes, drain-tile and repairing drains ; procuring and laying new floor in laboratory, and for repairing roofs, gutters and grounds,

the sum of \$6,000, to be expended under the direction of the local board of managers of said school."

Add at end of this item the following :

"For the State Normal School at Brockport, for repairs to building, painting, furniture, reference books, fences and walks, \$5,799.50, the same to be expended under the direction of the Superintendent of Public Instruction."

Page 15, strike out from line 1 to 21, inclusive, as follows :

"For Messrs. Hitchcock, Darling & Co., for the board, rooms, parlors and other expenses of the committee on privileges and elections of the Assembly of 1883, the sum of \$2,482.50, or so much thereof as may be necessary, to be paid upon vouchers approved by the Comptroller.

"For the Comptroller, for payment of the services and expenses of the stenographer to the Senate committee on cities, in the matter of the investigation of the department of public works in New York city ; also for the services and expenses of the stenographer to the same committee in the matter of the underground telegraph investigation ; also for the services and expenses of the stenographer to the Senate committee on receiverships, pursuant to resolutions of the Senate, passed March 29, March 23, March 3 and May 31, 1882, the sum of \$1,842, or so much thereof as may be necessary, payable upon vouchers certified by the chairman of the said committees, subject to the audit of the Comptroller."

Same page, transfer item on lines 22 to 26, both inclusive, to page 3, line 8 ; same page, strike out from and including line 27 down to and including line 6, page 16, as follows :

"For the purchase of usual law books, including session laws for the town of Wayland, Steuben county, to replace those destroyed by fire, \$50, to be expended by the Secretary of State.

"For the purchase of usual law books, including session laws for the town of Olean, Cattaraugus county, to replace those already destroyed by fire, \$50, to be expended by the Secretary of State.

"For the purchase of the usual law books, including session laws for the town of Mina, Chautauqua county, to replace those destroyed by fire, \$50 to be expended by the Secretary of State.

"For the purchase of usual law books, including session laws for the town of Concord, Erie county, to replace those destroyed by fire, \$50. to be expended by the Secretary of State."

Page 16, transfer items on lines 7 to 18, both inclusive, so as to follow the item for the Fredonia Normal School, on page 11.

Same page, after line 23, insert the following :

"For the salaries and expenses of the twelve justices of the Supreme Court elected in pursuance of section 28 of article 6 of the Constitution, from June 1 to October 1, 1884, \$28,000."

Same page, after line 29, insert the following :

"For the commissioners appointed under chapter 489 of the Laws of 1883, to negotiate a treaty with the Onondaga Indians, for services

and expenses, the sum of \$1,500 ; and for the services and expenses of a stenographer for such commissioners, the sum of \$133."

Page 17, after line 1, insert the following :

"For the construction of reservoirs of Independence and Beaver rivers in Lewis county, in addition to the amount appropriated in chapter 366 of the Laws of 1881, the sum of \$6,000."

Same page, strike from lines 2 to 12, both inclusive, as follows :

"For Russell, Denison and Latting, for legal services and disbursements as counsel of the State of New York in the trial and preparation of forty-one cases in State Court of Claims, argument of one case in the Court of Appeals, and preparation and settlement of two cases on appeal to the General Term of the Supreme Court, the sum of \$938.79, all of which services and disbursements were rendered and made since January 1, 1884, under the authority of the Governor."

Same page, strike out from lines 20 to 30, both inclusive, as follows :

"For Edward C. James, for legal services in the cases of The People of the State of New York against the New York, Lake Erie and Western Railroad Company, and the same against the New York Central and Hudson River Railroad Company, on writs of *mandamus* to compel the performance of their duties as carriers of freight, rendered at the request of the late Attorney-General of the State, \$2,000, or so much thereof as may be necessary, payable upon the certificate of the Attorney-General and the audit of the Comptroller."

Same page, after line 30, insert item as transferred from page 12, on lines 18 to 23, both inclusive, as follows :

"For the Attorney-General, for the payment of the services of such clerical force as may be required in his office, to carry out the provisions of chapter 205 of the Laws of 1883, \$2,000, for the period from June 1 to October 1, 1884."

Page 18, after line 14, insert item as transferred from page 12, on lines 8 to 17, both inclusive, as follows :

"For the Adjutant-General, for services and expenses in prosecuting the war claims of the State against the United States, the unexpended balance of \$5,000, appropriated by chapter 362 of the Laws of 1882, being the sum of \$2,786.27, is hereby reappropriated for the same purpose, to be paid on the audit of the Adjutant-General and the approval of the Commander-in-Chief."

Also, the items transferred from page 13, lines 22 to 35, both inclusive, and amended so as to read as follows :

"For the erection of a magazine to be attached to the State armory in the city of Syracuse, for the storage and safe-keeping of ammunition in charge of the battery quartered in said armory, the sum of \$2,000, which sum, or so much thereof as may be necessary, shall be expended therefor under the direction of the Adjutant-General, Inspector-General and the Chief of Ordnance of this State, upon plans and specifications to be prepared by them, which shall show that the work can be completed within the limits of this appropriation, and which work shall be let to the lowest bidder there-

for, after suitable advertisement thereof in two of the daily newspapers published in the city of Syracuse, providing the lowest bidder bids within the sum hereby appropriated."

Same page, strike out from lines 25 to 31, both inclusive, as follows:

"For the Comptroller, for the payment of counsel and stenographer of the special committee of the Assembly of 1884 appointed to investigate the affairs of the local government of the city of New York, the sum of \$6,500, or so much thereof as may be necessary."

Page 19, line 3, add the following:

"For deficiency in appropriation for the fiscal year beginning on the 1st day of October next, for books, stationery, printing, postage, room rent, and traveling expenses of the commissioners and its employees according to the provisions of said chapter, \$3,000.

"For the Comptroller, to be expended under the supervision of the officers of the Gettysburg Battle-Field Memorial Association, first, in the erection of suitable permanent monuments to mark the positions occupied by New York troops in the decisive battle of Gettysburg, and in preserving or reproducing and perpetuating the several defensive works thrown up by them; and, secondly, in aid of the general purposes of such association, the sum of \$10,000."

"For collecting, under the supervision and direction of the Secretary of State, all the journals and papers extant kept by the officers and soldiers of Sullivan's army during the campaign of 1779 against the Six Nations of Indians, embracing the records of the battle of Newtown as celebrated on the battle-ground on the 29th day of August, 1879, including the address of General William T. Sherman, on the dedication of a monument to the memory of the heroic dead; including also complete records of the centennial celebration of incidents of Sullivan's campaign, held at Waterloo, September 3, at Geneva, September 16, and at Aurora, September 24, 1879; and for publishing 5,000 copies thereof, 10 copies thereof to be furnished to each member of the Legislature, one to each officer and reporter thereof, one copy to each officer of the State government, 500 copies to the State library, for exchange and distribution, and the remainder for the Board of Regents of the University, for distribution as they shall deem advisable, the sum of \$5,000, or so much thereof as may be necessary; the work of collecting and publishing to be let by the Secretary of State to the lowest responsible bidder in each case, and the whole work not to cost more than the amount of this appropriation."

"For the commissioners of quarantine, for the purchase of a new boarding tug for the use of the health officer, \$7,000; for repairs to buildings, roofs, gutters and plumbing, for repairs to rip-rap, for new platform and new timbers for docks at Hoffman island and repairs thereof, \$2,500; for painting and general repairs of buildings and roofs of the residences of the health officer and his deputy at upper quarantine station, \$1,000; for repairs to cribs and dock at the upper quarantine boarding station, \$500; and for the care, maintenance and repairs of the quarantine establishment, \$15,000.

"The corporation formed under and pursuant to the authority of chapter 492 of the Laws of 1870, for the purpose of constructing warehouses, docks and wharves for quarantine purposes in the bay of New York shall not be deemed dissolved if it shall commence its operation within two years from the passage of this act. The resolution of the Senate, passed March 24, 1882, and the several resolutions of the Senate relating to the same subject-matter, passed subsequently namely, April 13 and June 2, 1882, and February 13 and March 21, 1883, for printing fifty copies of the testimony taken before the Senate committee appointed to investigate the system of corners and dealing in futures, and for printing 1250 lithographed diagrams; the resolutions of the Senate, passed March 6 and April 5, 1882, for printing 800 copies of the testimony taken before the select committee of the Senate appointed to investigate the administration of insane asylums, and for additional composition connected therewith, the resolution of the Senate, passed March 19, 1883, for printing 719 copies of the testimony taken before the committee of the Senate appointed to investigate alleged abuses on the part of receivers, with the report thereon; the resolution of the Senate, passed March 19, 1883, for printing 719 copies of the testimony taken before the special committee of the Senate appointed to investigate receiverships, with the report thereon; the resolution of the Senate, passed March 20, 1883, for printing 800 copies of the testimony taken before the Senate committee on villages authorized to investigate the common lands of Gravesend, with the report thereon; the resolution of the Senate, passed March 20, 1883, for printing the majority and the minority reports of the committee appointed to investigate the system of corners and dealing in futures, with the testimony; and the several resolutions of the Senate ordering the printing of documents embracing the reports and testimony submitted to the Senate pursuant to the above-named resolutions; and the concurrent resolution of the Legislature, passed April 20, 1882, for printing 900 copies of the ninety-fifth annual report of the Regents of the University, and for binding the same in cloth; the concurrent resolution of the Legislature passed April 20, 1882, for printing 300 copies of the University Convocation, and for binding the same in cloth; the concurrent resolution of the Legislature, passed March 29, 1883, for printing 1,000 copies of the proceedings of the twentieth meeting of the University Convocation and for binding the same in cloth; and the concurrent resolution of the Legislature, passed March 29, 1883, for printing 1,000 copies of the ninety-sixth annual report of the Regents of the University, and for binding the same in cloth, are hereby confirmed and legalized, and they shall have the same force and effect as if the work therein mentioned had been ordered by acts of the Legislature."

Mr. Littlejohn moved to non-concur in the amendments of the Senate, that a committee of conference be appointed on the part of the Assembly, and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Littlejohn, Boynton, Becker, W. E. Smith and Welch.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in their amendments to said bill, have appointed a committee of conference thereon, and request a like committee on the part of the Senate.

The bill entitled "An act to amend chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,'" having been announced for a third reading,

On motion of Mr. Maher, and by unanimous consent, the same was amended as follows:

Section 1, line 7, after the word "dollars," insert the following: "Subject, however, to the following deductions to be made therefrom, it shall be the duty of the clerk of the common council as clerk of the several committees thereof and of the law department to keep a book of record in which he shall, at the time when a meeting of any committee of the common council or of the law department is called or an adjournment is had of any such committee or department, make an entry stating by whose authority and at what time and place such meeting will be held. At the time and place appointed for such meeting the clerk of the common council shall attend and make an entry in such book of the names of those aldermen who attended during the entire session, and of those members of the committee or department who did not do so. On the last Tuesday of April, July, October and January the said clerk shall make a report to the city chamberlain giving the names of those who, by such book, appear not to have attended during any entire sessions of such committee and of the law department, and also the names of those aldermen who shall have been absent from any meeting of the common council, and the numbers and dates of such absence from the meeting of the committee, law department or common council.

"The chamberlain shall pay the salaries above mentioned to the aldermen quarterly but not in any case until he shall have received the aforesaid report for such quarter from the clerk of the common council, nor until he shall have deducted from the salary otherwise coming to each alderman five dollars for each meeting of a committee or of the law department, and ten dollars for each meeting of the common council at which he appears by such report not to have attended. That the chamberlain of the city of Albany is hereby authorized to borrow such sums of money as may be necessary to pay the salaries of such aldermen from the first Tuesday in May, 1884, until the first day of January, 1885, which said sum or sums so borrowed by him shall be reported by him to the common council of the city of Albany before the first day of November next, and said common council is hereby directed and required to include such sum so reported by the chamberlain in the next annual budget."

Section 2, strike out all after the word "effect," and insert the words "the first Tuesday in May, 1884."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hodges	Maher	Pratt
Bailey	Curtis	Horton	McCabe	Priddy
Baker	Dayton	Howe	McDonalld	Rice
Barnes	Dimmick	Howland	Miles	Roche
Barager	Donnelly	Hubbell	Moore	Seeber
Binder	Donohue	Husted	Mullaney	Shoemaker
Boyce	Dreiss	Jobs	Murphy	Sipp
Boynton	Ely	Johnson, S. W.	Murray	Smith, C.
Briggs	Erwin	Jones	Nagle	Taylor
Brogan	Farnum	Joyce	Nash	Van Allen
Brown, C. W.	Felter	Kittle	Nelson	Van Cott
Brown, J. H.	Hall	Kneeland	Noxon	Van Duzer
Burns	Harpending	Kruse	Oliver	Walrath
Cady	Hasbrouck	Lewis	O'Neil	Welch
Cartwright	Haskell	Lindsay	Osborne	Whiteman
Clarke	Hawkins	Littlejohn	Palmer	Wilcox
Clapp	Hendricks	Locke, L. R.	Pierson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted moved that the order of third reading of bills be laid upon the table for the purpose of going into the committee of the whole on Assembly bill No. 692, entitled "An act to prohibit disfranchisement."

Mr. Speaker put the question whether the House would agree to said motion; and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole and proceeded to the consideration of said bill (Mr. Seeber in the chair), and

Pending the consideration thereof, the hour of two o'clock having arrived, Mr. Speaker resumed the chair, and, pursuant to resolution, the House took a recess until four o'clock.

FOUR O'CLOCK, P. M.

The House again met.

On motion of Mr. Haggerty, the roll was called to ascertain if there was a quorum present, when the following members responded to their names:

Allen	Dayton	Husted	Murphy	Scott
Baker	Donohue	Jobs	Nash	Seeber
Barnes	Duffy	Jones	Nason	Shoemaker
Beckwith	Farrell	Joyce	Nelson	Sipp
Boyce	Forsyth	Kneeland	Odell	Smith, W. E.
Boynton	Geddes	Kruse	O'Neil	Sweet
Brown, C. W.	Haggerty	Lewis	Osborne	Taylor
Brown, J. H.	Hall	Lindsay	Otis	Tremper
Burns	Hawkins	Littlejohn	Palmer	Van Allen
Butler	Hendricks	Locke, S. D.	Pierson	Veeder
Cartwright	Hodges	Locke, L. R.	Pratt	Walrath
Church	House	Maher	Priddy	Westfall
Craig	Hubbell	McCabe	Rosenthal	Whiteman

The House again resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bill entitled as follows:

"An act to prohibit disfranchisement."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Seeber, from said committee, reported progress on the said named bill, and asked and obtained leave to sit again.

Mr. Husted moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 74 }
{ NOES 37 }

Those who voted in the affirmative, were

Bailey	Donnelly	Hodges	Maher	Roche
Barager	Dreiss	Hooley	Miles	Roosevelt
Beckwith	Duffy	Horton	Moore	Seeber
Brogan	Earl	Howe	Murphy	Shoemaker
Burns	Ely	Howland	Nagle	Sweet
Butler	Erwin	Husted	Nelson	Taylor
Cady	Farnum	Jackson	Odell	Tremper
Cartwright	Farrell	Jobes	O'Neil	Van Allen
Church	Felter	Jones	Osborne	Van Cott
Clarke	Forsyth	Joyce	Otis	Van Duzer
Clinton	Haggerty	Kneeland	Owen	Veeder
Curtis	Hall	Kruse	Palmer	Welch
Darragh	Hawkins	Lindsay	Pierson	Wilcox
Dayton	Heath	Littlejohn	Price	Speaker
Dimmick	Hendricks	Locke, S. D.	Priddy	

Those who voted in the negative, were

Allen	Brown, J. H.	Hubbell	Murray	Sipp
Baker	Craig	Johnson, G. R.	Nash	Smith, W. E.
Barnes	Donohue	Johnson, S. W.	Nason	Smith, C.
Becker	Geddes	Kittle	Noxon	Walrath
Boyce	Harpending	Locke, L. R.	Rice	Westfall
Boynton	Hasbrouck	McCabe	Rosenthal	Whiteman
Briggs	Haskell	McDonald	Scott	Zimmerman
Brown, C. W.	House			

Ordered, That said bill be engrossed for a third reading.

By unanimous consent,

Mr. Jobes introduced a bill entitled "An act for the relief of John Kelly for materials furnished and services rendered in and about the building of certain sewers in Fifty-fifth and Fifty-eighth streets, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Tremper gave notice that he would, at some future time, move to suspend Rule 43, in order to have Senate bill No. 32, entitled "An act to provide compensation for the performance of the duties of the captain of the port of New York since May 24, 1883," read out of its regular order, and that he would at that time move a call of the House.

Mr. Earl stated that had he been present when the vote was taken on the bill entitled "An act in relation to the use of cut and dressed

stone in the construction or repairing of public structures by or on behalf of municipal corporations," he would have voted in the affirmative.

Mr. Curtis offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill No. 692, entitled "An act to prohibit disfranchisement," be recommitted to the committee on the judiciary with instructions to prepare and report for the consideration of the Assembly a resolution for submission to the people, providing an amendment to the Constitution granting to females the right of suffrage.

Mr. Husted moved the previous question.

Mr. Speaker put the question "Shall the main question be now put ?" and it was determined in the affirmative.

{ AYES 50 }
{ NOES 46 }

Those who voted in the affirmative, were

Bailey	Erwin	Jobes	Osborne	Shoemaker
Baker	Felter	Jones	Otis	Sweet
Barager	Haggerty	Kneeland	Owen	Taylor
Cady	Hall	Littlejohn	Palmer	Tremper
Cartwright	Harpending	Locke, S. D.	Pierson	Van Allen
Church	Haskell	Maher	Price	Van Cott
Darragh	Hendricks	McCabe	Priddy	Walrath
Donnelly	Horton	Miles	Rice	Welch
Dreiss	Howland	Murphy	Roche	Wilcox
Earl	Husted	Oliver	Seeber	Zimmerman

Those who voted in the negative, were

Allen	Donohue	Howe	McDonald	Roosevelt
Barnes	Duffy	Hubbell	Moore	Rosenthal
Boyce	Ely	Johnson, G. R.	Murray	Scott
Brogan	Farrell	Johnson, S. W.	Nagle	Sipp
Brown, C. W.	Geddes	Joyce	Nelson	Smith, W. E.
Burns	Hasbrouck	Kittle	Noxon	Van Duzer
Craig	Heath	Lewis	Odell	Veeder
Curtis	Hodges	Lindsay	O'Neil	Westfall
Dayton	House	Locke, L. R.	Pratt	Whiteman
Dimmick				

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Curtis, and it was determined in the negative.

{ AYES 39 }
{ NOES 64 }

Those who voted in the affirmative, were

Allen	Brown, C. W.	Hall	Kittle	Odell
Barnes	Burns	Haskell	Kruse	Roosevelt
Becker	Craig	Hodges	Lewis	Rosenthal
Beckwith	Curtis	Horton	McCabe	Scott
Boyce	Donohue	House	McDonald	Sipp
Boynton	Duffy	Howe	Murray	Van Duzer
Briggs	Ely	Hubbell	Nelson	Westfall
Brogan	Farrell	Johnson, G. R.	Noxon	

Those who voted in the negative, were

Bailey	Dreiss	Johnson, S. W.	O'Neil	Smith, W. E.
Baker	Earl	Jones	Osborne	Sweet
Barager	Erwin	Joyce	Otis	Taylor
Brown, J. H.	Felter	Kneeland	Owen	Tremper
Butler	Geddes	Lindsay	Palmer	Van Allen
Cady	Haggerty	Littlejohn	Pierson	Van Cott
Cartwright	Harpending	Locke, S. D.	Pratt	Veeder
Church	Hawkins	Maher	Price	Walrath
Clarke	Heath	Miles	Priddy	Welch
Darragh	Hendricks	Moore	Rice	Wilcox
Dayton	Howland	Murphy	Roche	Zimmerman
Dimmick	Husted	Nash	Seeber	Speaker
Donnelly	Jobs	Oliver	Shoemaker	

The Senate sent for concurrence the following entitled bills :

"An act to further amend chapter 868 of the Laws of 1872, entitled 'An act to incorporate the United States Loan and Security Company,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to authorize the election of an additional justice of the peace of the city of Brooklyn and to create an additional district therein," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The hour of 6 o'clock having arrived, the House, pursuant to resolution, adjourned.

THURSDAY, MAY 1, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. D. D. Chaplin.

The journal of yesterday was read and approved.

The Senate returned the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1007) ; also, the Senate bill No. 54, entitled "An act to amend chapter 362 of the Laws of 1881, entitled 'An act supplemental to chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and chapter 76 of the Laws of 1881, entitled 'An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,'" with a message that they have concurred in the amendments of the Assembly thereto, respectively.

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act in relation to town meetings in counties containing upward of 300,000 inhabitants and providing for the transaction of the town business other than the election of officers, and the election of town officers at such town meeting," with a message that they have non-concurred in the passage of the same.

Mr. Welch introduced a bill entitled "An act to release to Sophia Gaude the right, title, interest and estate of the people of the State of New York in and to certain real estate in the town of Royalton, county of Niagara," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Welch, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading and printed.

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 329, entitled "An act in relation to salaries of stenographers of the city court of the city of New York."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker called from the table Assembly Document No. 161, being the report of the sub-committee of the whole on the bills entitled as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 620, G. O. 638, "An act to extend and define the powers of the Collateral Loan Association."

No. 723, G. O. 690, "An act to amend chapter 268 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' and the acts amendatory thereof." [With amendments.]

No. 599, G. O. 220, "An act to regulate the sale and manufacture of metallic wares in this State."

No. 727, G. O. 697, "An act entitled 'An act to amend chapter 122 of the Laws of 1883, entitled An act to provide for voting by ballot at town meetings on propositions to raise money by tax.'" [With an amendment.]

No. 627, G. O. 585, "An act to amend chapter 284 of the Laws of 1874, entitled 'An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company,' passed April 29, 1874." [With amendments.]

No. 748, G. O. 700, "An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases."

No. 479, G. O. 428, "An act prohibiting the sale or giving away of cigarettes to any minor under the age of fourteen years."

No. 746, G. O. 698, "An act to amend an act entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York, and the acts amendatory thereof.'"

No. 484, G. O. 434, "An act to provide for the assessment of property in certain cases, and to regulate and equalize the same." [With amendments.]

No. 637, G. O. 594, "An act for the relief of non-resident tax payers who, or whose children or wards are attendants at any free school."

Senate, No. 97, G. O. 294, "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

Senate, No. 301, G. O. 719, "An act making a grant of certain lands to remedy a misdescription in a grant made by the people of the State of New York to Conrad Poppenhusen, February 20, 1857."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

Mr. Speaker presented a communication from the commissioners of the sinking fund of the city of New York, protesting against the passage of the Senate bill No. 147, entitled "An act to amend section 7 of chapter 367 of the Laws of 1881, entitled 'An act to create a department of street cleaning in the city of New York, and to provide for the cleaning of the streets of said city, for the removal of snow and ice therefrom, and for the collection of ashes, garbage and street sweepings, and the disposal of the same,'" which was read and committed to the committee of the whole.

Mr. Erwin moved to substitute Senate bill No. 346, entitled "An act to further amend chapter 868 of the Laws of 1872, entitled 'An act to incorporate the United States Loan and Security Company,'" for Assembly bill No. 507, on the same subject, now on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act in relation to the rights and liabilities of married women," with a message that they have concurred in the passage of the same, with the following amendment :

Strike out section 1 and insert in lieu thereof the following:

"SECTION 1. A married woman may contract to the same extent, with like effect and in the same form as if unmarried, and she and her separate estate shall be liable thereon, whether such contract relates to her separate business or estate, or otherwise, and in no case shall a charge upon her separate estate be necessary."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Howland	Osborne	Shoemaker
Bailey	Dimmick	Hubbell	Otis	Sipp
Baker	Donohue	Husted	Owen	Smith, W. E.
Becker	Earl	Johnson, S. W.	Palmer	Tremper
Boyce	Erwin	Joyce	Pierson	Van Allen
Boynton	Farnum	Kruse	Pratt	Van Duzer
Briggs	Felter	Lewis	Price	Veeder
Brogan	Geddes	Littlejohn	Priddy	Walrath
Brown, C. W.	Haggerty	Locke, S. D.	Rice	Welch
Brown, J. H.	Hall	McDonald	Roche	Westfall
Cady	Hawkins	Moore	Roosevelt	Whiteman
Childs	Hodges	Mullaney	Rosenthal	Wilcox
Craig	House	Noxon	Scott	Zimmerman
Darragh	Howe	O'Neil	Seeber	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend chapter 676 of the Laws of 1881, entitled 'An act to establish the Penal Code,'" with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 18, after the word "sale," insert the words "except in a village or city."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	House	Noxon	Shoemaker
Bailey	Donnelly	Howe	Odell	Sipp
Baker	Donohue	Hubbell	O'Neil	Smith, W. E.
Barager	Erwin	Husted	Osborne	Smith, C.
Becker	Farnum	Johnson, S. W.	Otis	Sweet
Beckwith	Felter	Jones	Owen	Taylor
Binder	Forsyth	Joyce	Palmer	Tremper
Boynton	Garbutt	Littlejohn	Pierson	Van Allen
Briggs	Geddes	Locke, S. D.	Pratt	Van Cott
Brogan	Haggerty	Maher	Price	Van Duzer
Brown, C. W.	Hall	McCabe	Priddy	Veeder
Brown, J. H.	Harpending	McDonald	Rice	Walrath
Butler	Haskell	Mullaney	Roosevelt	Welch
Cady	Hawkins	Murray	Rosenthal	Westfall
Craig	Hodges	Nash	Scott	Wilcox
Curtis	Horton	Nelson	Seeber	Zimmerman
Darragh				

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, April 25, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 583, entitled "An act to amend chapter 14 of the Laws of 1880, entitled 'An act further to amend chapter 143 of the Laws of 1861, entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester, and to consolidate therewith the several acts in relation to the charter of said city.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Howe	Noxon	Shoemaker
Bailey	Darragh	Hubbell	Odell	Sipp
Baker	Dibble	Husted	Oliver	Smith, W. E.
Barager	Earl	Jobes	O'Neil	Sweet
Becker	Farnum	Johnson, S.W.	Osborne	Taylor
Beckwith	Felter	Jones	Otis	Tremper
Boyce	Forsyth	Joyce	Owen	Van Allen
Boynton	Garbutt	Kelly	Palmer	Van Cott
Briggs	Geddes	Kneeland	Pratt	Van Duzer
Brogan	Haggerty	Kruse	Price	Veeder
Brown, C. W.	Hall	Littlejohn	Priddy	Walrath
Brown, J. H.	Haskell	Locke, S. D.	Rice	Welch
Burns	Hawkins	Maher	Roche	Westfall
Cady	Hendricks	McCabe	Roosevelt	Whiteman
Clapp	Higgins	McDonald	Rosenthal	Zimmerman
Craig	Hodges			

On motion of Mr. Pratt, and by unanimous consent, the same was amended as follows:

Amend the title so as to read as follows:

"An act to amend the charter of the city of Rochester, as contained in chapter 14 of the Laws of 1880."

Strike out the first nine lines of section 1 and insert the following:

"Section 137 of the charter of the city of Rochester, as contained in chapter 14 of the Laws of 1880, is hereby amended so as to read as follows:"

Strike out lines 1 and 2 of section 2, and insert the following:

"§ 2. Section 160 of the charter of the city of Rochester, as contained in chapter 14 of the Laws of 1880, is hereby amended so as to read as follows:"

Strike out the first two lines of section 3, and insert as follows:

"§ 3. Section 254 of the charter of the city of Rochester, as contained in chapter 14 of the Laws of 1880, is hereby amended so as to read as follows:"

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	House	McDonald	Scott
Bailey	Darragh	Howe	Murphy	Shoemaker
Baker	Dibble	Howland	Murray	Sipp
Barnes	Dimmick	Hubbell	Noxon	Smith, W. E.
Barager	Donnelly	Husted	Odell	Smith, C.
Becker	Earl	Jobes	Oliver	Sweet
Beckwith	Ely	Johnson, G.R.	O'Neil	Taylor
Boyce	Felter	Johnson, S.W.	Osborne	Tremper
Boynton	Garbutt	Jones	Otis	Van Allen
Briggs	Haggerty	Joyce	Owen	Van Cott
Brogan	Hall	Kelly	Palmer	Van Duzer

Brown, C. W.	Harpending	Kittle	Pierson	Veeder,
Burns	Haskell	Littlejohn	Pratt	Welch
Butler	Hendricks	Locke, S. D.	Price	Westfall
Cady	Higgins	Locke, L. R.	Priddy	Whiteman
Clapp	Hodges	McCabe	Rice	Zimmerman
Craig	Horton			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate sent for concurrence the bills entitled as follows :

"An act to provide a board of education for the management and control of the public schools of the city of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act in relation to a board of health for the town and village of Saratoga Springs," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Noxon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 321 of the Laws of 1877, entitled 'An act to amend chapter 341 of the Laws of 1876, entitled An act regulating the forfeiture of life insurance policies,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to amend an act entitled 'An act to amend the charter of the village of Saratoga Springs, so as to provide for the appointment of a Superintendent of Public Works of the village of Saratoga Springs, and abolishing the office of superintendent of the village and of water-works of said village,' passed April 27, 1874," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Noxon, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to alter the commissioners' map of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act making an appropriation for the payment of awards made by the Board of Claims," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was substituted for the Assembly bill No. 687 on the same subject, now on the order of third reading of bills.

"An act to provide for the assessment of telegraph, telephone and electric light companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on general laws.

"An act to amend chapter 444 of the Laws of 1857, passed April 14, 1857, entitled 'An act further to amend the act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to authorize the Board of State Assessors to appoint a stenographer to report testimony and proceedings in certain cases," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to extend the time for the completion and operating the Seneca Falls and Waterloo railroad, authorized to be constructed and operated under and by chapter 197 of the Laws of 1866," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Jones, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to authorize and empower the Commissioners of the Land Office to release and convey the interest of the people of the State of New York in certain real estate in the city of Syracuse to Harriet N. Marvin," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Geddes, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to provide for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize Long Island City to create a fund to liquidate annual arrearages," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Church, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 219 of the Laws of 1878, entitled 'An act in relation to evidence in civil and criminal cases,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to release the interest of the people of the State of New York in certain real estate of which Thirza Swartz, formerly Thirza Dent, late of the Township of Hornellsville, in the county of Steuben, died seized, and authorizing her heirs at law to hold and convey the same," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hubbell, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to incorporate the Synod of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies

"An act to amend chapter 714 of the Laws of 1869, entitled 'An act to incorporate the city of Watertown,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 94 of the Laws of 1864, entitled 'An act to erect a union school district in the towns of Lysander and Van Buren, in the county of Onondaga, and to create a board of education therein, with power of taxation and other powers for school purposes,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hendricks, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 490 of the Laws of 1883, entitled 'An act to provide new reservoirs, dams and a new aqueduct, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, said bill was substituted for Assembly bill Int. No. 726, on the same subject, now on the order of third reading of bills.

"An act to amend an act entitled 'An act relating to, and to reduce the expenses of the city government of Long Island City,' passed March 21, 1879," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to ratify and confirm the agreement entered into by commissioners on the part of the States of New York and New Jersey in relation to that portion of the boundary line between said States, extending from the Hudson river on the east to the Delaware river on the west," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Littlejohn moved to take from the table the resolution in the words following:

Whereas, Several embankments have been made across the outlet of Cayuga lake and the channel of Seneca river by the State railroad companies, and public and incorporated bridge companies; and

Whereas, There are no established levels or marks to determine the effect from year to year of these works upon the relative water level of Cayuga lake and its outlet,

Resolved (if the Assembly concur), That the State Engineer be and he is hereby directed to run a line of continuous levels from Cayuga lake to Cross lake, establishing bench-marks along the line of said levels as follows:

Bench-mark No. 1 to be established on the lower mitre-sill of the lock at the entrance of the Cayuga branch of the Cayuga and Seneca canals, which will show the level of Cayuga lake.

Bench-mark No. 2 shall be established on the lower mitre-sill of what is known as Mud lock, at junction of the Seneca branch with the Cayuga branch of said canals.

Bench-mark No. 3 shall be established on the central pier of the Erie canal aqueduct, at the crossing of the Seneca river.

Bench-mark No. 4 shall be established at the center pier of the crossing of the New York, West Shore and Buffalo railroad.

Bench-mark No. 5 shall be established on the central pier of the New York Central and Hudson River railroad crossing.

Bench-mark No. 6 shall be established at cut through Mosquito point bar.

Bench-mark No. 7 shall be established at the water level of Cross lake, at a suitable place in the discretion of the engineer in charge.

All of the above bench-marks shall be established and marked on the map of the outlet of Cayuga lake, and in the channel of Seneca river, so that they may be easily found and noted by an expert in engineering. Said map is now on file in the office of the State Engineer. It shall be the duty of the State Engineer three times in each year, namely, during the first ten days of each March, August and December, to detail an engineer to examine and report to his office the relative condition of the water level as compared with the above established bench-marks. Also to report upon the actual depth of water at the points where these bench-marks are established. Also to take the actual water level at the point on each side of the Erie canal embankment, where the old channel of the Canandaigua or Clyde river is crossed by said embankment. The results of the above levels and measurements shall be published annually in the report of the State Engineer to the Legislature; and in the event that the department of the State Engineer shall be abolished, or absorbed by any other department, the duties above detailed shall be performed by the department succeeding to that of the State Engineer.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

The question being on the adoption of said resolution,

Mr. Littlejohn moved to amend said resolution so as to read as follows:

Whereas, Several embankments have been made across the outlet of Cayuga lake, and the channel of Seneca river, by the State railroad companies and public and incorporated bridge companies; and

Whereas, There are no established levels or marks to determine the effect from year to year of these works upon the relative water level of Cayuga lake and its outlet,

Resolved (if the Assembly concur), that the State Engineer be, and he is hereby directed to run a line of continuous levels from Cayuga lake to Cross lake, establishing bench-marks at high-water mark along the line of said levels as follows:

Bench-mark No. 1 to be established at high-water mark on the lower mitre-sill of the lock at the entrance of the Cayuga branch of the Cayuga and Seneca canals, which will show the level of Cayuga lake.

Bench-mark No. 2 shall be established at high-water mark on the lower mitre-sill of what is known as Mud lock, at junction of the Seneca branch with the Cayuga branch of said canals.

Bench-mark No. 3 shall be established at high-water mark on the central pier of the Erie canal aqueduct at the crossing of the Seneca river.

Bench-mark No. 4 shall be established at high-water mark at the center pier of the crossing of the New York, West Shore and Buffalo railroad.

Bench-mark No. 5 shall be established at high-water mark on the central pier of the New York Central and Hudson River railroad crossing.

Bench-mark No. 6 shall be established at high-water mark at cut through Mosquito point bar.

Bench-mark No. 7 shall be established at high-water mark at the water level of Cross lake, at a suitable place in the discretion of the engineer in charge.

All of the above bench-marks shall be established at high-water mark and marked on the map of the outlet of Cayuga lake, and in the channel of Seneca river, so that they may be easily found and noted by an expert in engineering. Said map is now on file in the office of the State Engineer. It shall be the duty of the State Engineer three times in each year, namely, during the first ten days of each March, August and December, to detail an engineer to examine and report to his office the relative condition of the water level as compared with the above established bench-marks. Also to report upon the actual depth of water at the points where these bench-marks are established. Also to take the actual water level at the point on each side of the Erie canal embankment, where the old channel of the Canandaigua or Clyde river is crossed by said embankment. The results of the above levels and measurements shall be published annually in the report of the State Engineer to the Legislature; and in the event that the department of the State Engineer shall be abolished, or absorbed by any other department, the duties above detailed shall be performed by the department succeeding to that of the State Engineer.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Littlejohn, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution as amended, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows:

“An act to amend chapter 315 of the Laws of 1881, entitled ‘An act to provide for the erection of court-rooms, and authorizing the designation of the same, for the use of justices in the city of Brooklyn,’ passed May 26, 1881.”

On motion of Mr. Heath, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Heath	Littlejohn	Pratt
Bailey	Darragh	Hendricks	Locke, S. D.	Priddy
Baker	Dibble	Higgins	Locke, L. R.	Rice
Barnes	Donnelly	Hodges	McCabe	Roosevelt
Barager	Duffy	Horton	McDonald	Scott

Becker	Earl	House	Mullaney	Sipp
Beckwith	Ely	Howe	Murphy	Smith, W. E.
Boyce	Farnum	Howland	Nagle	Sweet
Boynton	Farrell	Hubbell	Nash	Taylor
Briggs	Felter	Husted	Odell	Tremper
Brogan	Forsyth	Johnson, G.R.	Oliver	Van Cott
Brown, C. W.	Garbutt	Jones	O'Neil	Van Duzer
Burns	Haggerty	Joyce	Osborne	Veeder
Butler	Hall	Kittle	Owen	Walrath
Cady	Harpending	Kneeland	Palmer	Welch
Clarke	Haskell	Lewis	Pierson	Zimmerman
Clapp	Hawkins	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 {
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Hooley	McCabe	Seeber
Baker	Dayton	Horton	Nash	Shoemaker
Barnes	Dibble	Howe	Nelson	Sipp
Becker	Dimmick	Howland	Noxon	Smith, W. E.
Beckwith	Donnelly	Hubbell	Odell	Sweet
Boyce	Duffy	Husted	Oliver	Taylor
Boynton	Earl	Jackson	O'Neil	Tremper
Briggs	Ely	Johnson, G. R.	Osborne	Van Allen
Brown, C. W.	Felter	Johnson, S. W.	Otis	Van Cott
Brown, J. H.	Forsyth	Jones	Owen	Van Duzer
Burns	Garbutt	Joyce	Palmer	Veeder
Cady	Geddes	Kneeland	Pratt	Welch
Clarke	Haggerty	Littlejohn	Price	Whiteman
Clapp	Hall	Locke, S. D.	Roosevelt	Wilcox
Craig	Harpending	Locke, L. R.	Scott	Zimmerman
Curtis	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," having been announced for a third reading,

On motion of Mr. Owens, and by unanimous consent, the same was amended as follows:

Section 10, line 16, after the word "same," insert the words "except such fish as are put into such waters for food for other fish under the direction of the Commissioner of Fisheries."

Mr. Boynton moved to further amend by striking out after the word "State," in line 10, the words "except from the 15th day of August to the 15th day of October."

Mr. Hawkins moved to further amend said bill as follows :

Strike out, in section 1, line 28, the words "within five years from the passage of this act," and insert the words "except during the first ten days of November in each year (excluding Sundays)."

Mr. Erwin moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Boynton, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hawkins, and it was determined in the affirmative.

Mr. Odell moved to further amend said bill by adding, after the word "possession," in line 18, section 3, the words "no person or persons shall kill any woodcock between the first day of January and the fourth day of July in Orange, Rockland and Westchester counties. Any person or persons who shall keep a ferret shall be taxed \$50 per year for each and every ferret. This tax shall be levied and collected in the same manner as the dog tax is now levied and collected."

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Odell, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 40 }

Those who voted in the affirmative, were

Baker	Farrell	Johnson, S. W.	Murray	Seeber
Barnes	Felter	Joyce	Nagle	Shoemaker
Brown, C. W.	Forsyth	Kelly	Nash	Smith, W. E.
Burns	Garbutt	Kittle	Nason	Smith, C.
Butler	Haggerty	Kruse	Nelson	Taylor
Clarke	Haskell	Lewis	Noxon	Tremper
Clapp	Hendricks	Lindsay	Odell	Van Allen
Craig	Higgins	Locke, S. D.	O'Neil	Van Cott
Curtis	House	McCabe	Osborne	Van Duzer
Dean	Howland	McDonald	Owen	Veeder
Dibble	Hubbell	Miles	Pratt	Walrath
Dimmick	Husted	Mullaney	Rice	Welch
Earl	Jobes	Murphy	Rosenthal	Wilcox
Ely	Johnson, G. R.			

Those who voted in the negative, were

Allen	Cady	Hall	Howe	Roche
Bailey	Cartwright	Harpending	Jackson	Roosevelt
Barager	Church	Hasbrouck	Jones	Scott
Becker	Dayton	Hawkins	Littlejohn	Sipp
Beckwith	Donnelly	Heath	Locke, L. R.	Sweet
Boyce	Erwin	Hodges	Oliver	Westfall
Boynton	Farnum	Hooley	Pierson	Whiteman
Brown, J. H.	Geddes	Horton	Priddy	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Tremper, in accordance with a notice given yesterday, moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Tremper moved to suspend Rule 43, in order that the Senate bill entitled "An act to provide compensation for the performance of the duties of captain of the port of New York and harbor-masters of the port of New York since May 24, 1883," may be ordered read out of its order by a majority vote.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 87 }
{ NOES 19 }

Those who voted in the affirmative, were

Bailey	Donnelly	House	Moore	Rice
Baker	Donohue	Howe	Mullaney	Roche
Barager	Duffy	Howland	Murphy	Roosevelt
Becker	Earl	Hubbell	Murray	Rosenthal
Beckwith	Erwin	Husted	Nagle	Scott
Boyce	Farnum	Jackson	Nash	Seeber
Boynton	Farrell	Jobes	Nason	Shoemaker
Briggs	Forsyth	Johnson, S. W.	Noxon	Sipp
Burns	Garbutt	Jones	Oliver	Smith, C.
Butler	Geddes	Joyce	O'Neil	Sweet
Cady	Hall	Kelly	Osborne	Taylor
Cartwright	Hasbrouck	Kittle	Owen	Tremper
Clapp	Haskell	Lewis	Palmer	Van Allen
Craig	Heath	Lindsay	Pierson	Van Duzer
Curtis	Hendricks	Littlejohn	Pratt	Veeder
Darragh	Hodges	Locke, S. D.	Price	Westfall
Dean	Hooley	Locke, L. R.	Priddy	Zimmerman
Dibble	Horton			

Those who voted in the negative, were

Allen	Childs	Hawkins	Nelson	Welch
Brogan	Church	Maher	Smith, W. E.	Whiteman
Brown, C. W.	Dimmick	McCabe	Van Cott	Wilcox
Brown, J. H.	Ely	Miles	Walrath	

Mr. Tremper moved that the Senate bill No. 32, entitled "An act to provide compensation for the performance of the duties of captain of the port of New York and harbor-masters of the port of New York," since May 24, 1883," do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced for a third reading,

Mr. Tremper moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 96 }
{ NOES 17 }

Those who voted in the affirmative, were

Allen	Dean	Hendricks	Lindsay	Priddy
Bailey	Dibble	Higgins	Littlejohn	Roche
Baker	Donnelly	Hodges	Locke, S. D.	Roosevelt
Barager	Donohue	Hooley	Locke, L. R.	Rosenthal
Becker	Duffy	Horton	Moore	Scott
Beckwith	Earl	House	Mullaney	Seeber
Boyce	Erwin	Howe	Murphy	Shoemaker
Boynton	Farnum	Howland	Murray	Sipp
Briggs	Farrell	Hubbell	Nagle	Smith, C.
Brogan	Felter	Husted	Nash	Sweet
Butler	Forsyth	Jobs	Noxon	Taylor
Cady	Garbutt	Johnson, S. W.	Odell	Tremper
Cartwright	Geddes	Jones	Oliver	Van Allen
Clarke	Haggerty	Joyce	O'Neil	Van Duzer
Clapp	Hall	Kelly	Owen	Veeder
Clinton	Harpending	Kittle	Palmer	Westfall
Coffey	Hasbrouck	Kneeland	Pierson	Whiteman
Craig	Haskell	Kruse	Pratt	Zimmerman
Curtis	Heath	Lewis	Price	Speaker
Dayton				

Those who voted in the negative, were

Brown, C. W.	Dimmick	Maher	Nelson	Walrath
Brown, J. H.	Ely	McCabe	Smith, W. E.	Welch
Childs	Hawkins	Miles	Van Cott	Wilcox
Church	Johnson, G. R.			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, Assembly bill No. 329, entitled "An act in relation to salaries of stenographers of the City Court of the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Indefinite leave of absence was granted to Mr. Dreiss, on account of illness.

Mr. Husted moved to lay the order of third reading of bills on the table for the purpose of going into the committee of the whole on Senate bill No. 244, entitled "An act to enable the New York and Harlem Railroad Company to enlarge the passenger depot at Forty-second street, in the city of New York."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of the special order, being the Senate bill entitled as follows :

"An act to enable the New York and Harlem Railroad Company to enlarge the passenger depot at Forty-second street, in the city of New York."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Baker, from said committee, reported progress on said bill, and asked leave to sit again.

Mr. Roosevelt moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 100 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Dean	Howe	McCabe	Priddy
Bailey	Dibble	Howland	McDonald	Rice
Baker	Dimmick	Hubbell	Miles	Roosevelt
Barnes	Donnelly	Husted	Moore	Rosenthal
Barager	Donohue	Jackson	Mullaney	Scott
Boyce	Ely	Jobes	Murphy	Seeber
Boynton	Erwin	Johnson, G. R.	Murray	Shoemaker
Briggs	Farnum	Johnson, S. W.	Nagle	Sipp
Brogan	Forsyth	Jones	Nash	Smith, W. E.
Brown, C. W.	Garbutt	Joyce	Nason	Smith, C.
Brown, J. H.	Haggerty	Kelly	Nelson	Sweet
Butler	Harpending	Kittle	Noxon	Taylor
Cady	Hasbrouck	Kneeland	Oliver	Temper
Cartwright	Hawkins	Kruse	O'Neil	Van Allen
Church	Heath	Lewis	Osborne	Van Cott
Clarke	Hendricks	Lindsay	Otis	Veeder
Clapp	Higgins	Littlejohn	Palmer	Welch
Curtis	Hodges	Locke, S. D.	Pierson	Westfall
Darragh	Horton	Locke, L. R.	Pratt	Wilcox
Dayton	House	Maher	Price	Zimmerman

For the negative,

Coffey

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Howe, from a select committee, reported a bill entitled "An act to amend chapter 446 of the Laws of 1874, entitled 'An act to revise and consolidate the statutes of the State relating to the care and custody of the insane; the management of the asylums for their treatment and safe-keeping, and the duties of the State Commissioner in Lunacy,'" which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Howe moved that the House do now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House again resolved itself into a committee of the whole, and proceeded to the consideration of said named bill, being the bill entitled as follows:

“An act to amend chapter 446 of the Laws of 1874, entitled ‘An act to revise and consolidate the statutes of the State relating to the care and custody of the insane; the management of the asylums for their treatment and safe-keeping, and the duties of the State Commissioner in Lunacy.’”

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Bailey, from said committee, reported in favor of the passage of said named bill, which report was agreed to, and the same ordered engrossed for a third reading.

Mr. Rice moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Haskell	Kruse	Price
Baker	Curtis	Hawkins	Lewis	Priddy
Barnes	Darragh	Heath	Lindsay	Rice
Barager	Dayton	Hendricks	Littlejohn	Scott
Beckwith	Dean	Hodges	Locke, S. D.	Seeber
Boyce	Dimmick	Hooley	Locke, L. R.	Shoemaker
Boynton	Donnelly	Horton	McCabe	Sipp
Briggs	Earl	House	McDonald	Sweet
Brogan	Ely	Howe	Murphy	Taylor
Brown, C. W.	Erwin	Howland	Nagle	Tremper
Brown, J. H.	Farnum	Hubbell	Nelson	Van Allen
Burns	Farrell	Husted	Noxon	Van Cott
Cady	Felter	Jackson	Odell	Van Duzer
Cartwright	Forsyth	Johnson, G. R.	Osborne	Veeder
Childs	Garbutt	Johnson, S. W.	Otis	Walrath
Church	Haggerty	Joyce	Palmer	Welch
Clarke	Hall	Kelly	Pierson	Wilcox
Clapp	Harpending	Kneeland	Pratt	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bills with a message that they have concurred in the passage of the same:

“An act to repeal chapter 62 of the Laws of 1874, entitled ‘An act to provide for the election or appointment of a police justice in the village of Northville, Fulton county, and for other purposes in relation to the excise moneys in said village.’”

"An act granting additional powers to the Ogdensburgh and Lake Champlain Railroad Company."

"An act to amend chapter 335 of the Laws of 1881, entitled 'An act to fix and limit the amount to be expended by the Brooklyn Park Commissioners for maintenance and improvement of the several parks and parkways which are a charge on the city of Brooklyn.'"

"An act to amend chapter 365 of the Laws of 1881, entitled 'An act to provide for the erection of court-rooms and authorizing the designation of the same for the use of justices in the city of Brooklyn,' passed May 26, 1881."

"An act to extend the authority of the treasurer of Chemung county, in the investment of moneys known as the railroad bonds sinking fund."

"An act making an appropriation for the payment of an award made by the Board of Claims in favor of Henry Clair, as lessee of the Metropolitan Hotel in the city of New York, and the interest thereon."

"An act to amend chapter 217 of the Laws of 1865, entitled 'An act to establish the office of receiver of taxes and assessments in the town of East Chester, in the county of Westchester, New York.'"

"An act relating to the further supply of water for fire, sanitary and other purposes in the city of New York."

"An act to improve the public health by prohibiting the manufacture of cigars and preparation of tobacco in any form in tenement-houses in certain cases, and regulating the use of tenement-houses in certain cases."

"An act to amend chapter 800 of the Laws of 1869, entitled 'An act in relation to making and repairing highways and bridges in the towns of Flatbush and New Utrecht, in Kings county.'"

"An act to amend chapter 235 of the Laws of 1879, entitled 'An act to amend chapter 252 of the Laws of 1871, entitled 'An act to amend the charter of the village of Geddes, in the county of Onondaga.'"

"An act to amend the charter of the Foundling Asylum of the Sisters of Charity in the city of New York, by changing its corporate name."

"An act to amend the charter of the city of Troy in relation to assessments for local improvements, and to provide means for paying the expense of such improvements."

"An act to provide for the deficiency in the revenue of the common school fund."

"An act further to amend chapter 203 of the Laws of 1881, entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine, who shall hereafter die without leaving means sufficient to defray funeral expenses.'"

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' passed July 1, 1882."

"An act to amend chapter 269 of the Laws of 1879, entitled 'An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1879, and

to provide for a contingent deficiency in the revenues for the calendar year 1879, and making further appropriations out of any unexpended moneys in the treasury to the credit of the fund for extraordinary repairs.’”

“An act for the preservation of fish in the Hudson river.”

“An act to facilitate the improvement of the public highways.”

“An act to amend chapter 534 of the Laws of 1879, entitled ‘An act for the preservation of moose, wild deer, birds, fish and other game.’”

“An act to grant to David C. Curtis certain land under water of Long Island sound for docks, and for the beneficial enjoyment of High island.”

“An act making an appropriation for the payment of the interest on the canal debt for the fiscal year commencing on the 1st day of October, 1884, and reappropriating money for the reimbursement of the principal of said debt.”

“An act to amend and revise an act entitled ‘An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,’ passed March 26, 1859.”

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the following entitled bill :

“An act to revise and amend chapter 110 of the Laws of 1864, entitled ‘An act to amend the charter of the village of Newark,’ and the several acts amendatory thereof.”

The hour of two o’clock, P. M., having arrived, the House, pursuant to resolution, took a recess until four o’clock.

FOUR O’CLOCK, P. M.

The House again met.

The Senate returned the bill entitled “An act making appropriations for certain expenses of government, and supplying deficiencies in former appropriations,” with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate Messrs. Lansing, Baker and Jacobs.

The Senate returned the Assembly bill No. 171, entitled “An act in relation to the management of the State Asylum for Insane Criminals at Auburn, and the care and custody of the inmates thereof,” with a message that they have agreed to the report of the committee of conference thereon.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills :

“An act to provide for the investment of certain funds realized from the commutation of glebe rents in Newburgh, in the county of Orange.”

“An act to amend chapter 75 of the Laws of 1878, entitled ‘An act in relation to the bonded indebtedness of villages, cities, towns and counties,’ as amended by chapter 317 of the Laws of 1878.”

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act in relation to the office of surrogate of the county of New York."

"An act to provide for the purchase of the island known as Riker's island, in the county of Queens, by the commissioners of public charities and correction of the city of New York, to provide for the annexation thereof to the city and county of New York, and to provide funds for such purchase."

"An act to release and grant the interest of the people of the State of New York in certain real estate situate in the village of Wappinger's Falls, Dutchess county, New York."

"An act to legalize the official acts of William J. Filkins and others as trustees of the Rural Union Cemetery Association of Joy, Wayne county."

"An act to amend chapter 692 of the Laws of 1870, entitled 'An act to establish and maintain a police force in the city of Cohoes, as amended by chapter 269 of the Laws of 1873, and as further amended by chapter 482 of the Laws of 1879.'"

"An act to authorize the board of supervisors of Orleans county to audit claims for material used in constructing the county poor-house in said county."

"An act authorizing the town board of the town of Scio, in the county of Allegany, to acquire lands for a public cemetery."

"An act to regulate and provide for certain expenses of conducting the office of sheriff of the city and county of New York."

"An act to repeal chapter 503 of the Laws of 1883, entitled 'An act to prevent the over-crowding of jails in the city and county of New York.'"

"An act in relation to the office of the register of the city and county of New York."

"An act to provide for and regulate the expenses of conducting the office of the clerk of the city and county of New York."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Seeber offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 632, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Shoemaker gave notice that he would at some future day move to suspend Rule 41, in order that Assembly bill No. 760, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," may be ordered to a third reading by a majority vote without being first considered in the committee of the whole.

Mr. Church, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to authorize the Brooklyn City Railroad Company to grant, sell and convey to the Broadway Railroad Company of Brooklyn, and the Broadway Railroad Company of Brooklyn to purchase of the Brooklyn City Railroad Company all the right, title and interest of the Brooklyn City Railroad Company in the Cypress Hill extension, so called, in the town of New Lots, in the county of Kings, and the real estate hitherto used in connection therewith."

On motion of Mr. Higgins, and by unanimous consent, the committee on affairs of cities was discharged from the further consideration of Assembly bill entitled "An act to amend an act entitled 'An act to improve and regulate the use of Fourth avenue at Ninety-eighth street, in the city of New York,'" and the same was ordered to a third reading.

Mr. Church offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill, printed No. 567 (third reading No. 642), entitled "An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled An act to amend chapter 410 of the Laws of 1878, entitled An act to improve Flushing avenue, Long Island City,'" be now read.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Van Allen moved to lay the order of third reading of bills on the table, for the purpose of going into the order of reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate returned the concurrent resolution recalling from the Governor for amendment Assembly bill No. 632, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Baker, Int. No. 806, entitled "An act to provide for the introduction of the Stevenson Traction System of Towage upon the Champlain canal," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Clinton, Int. No. 1014, entitled "An act to protect the canals of the State," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Clinton, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill, entitled "An act to amend chapter 468 of the Laws of 1881, entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in any State or territory of the United States of America, except the State of New

York," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Scott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act extending and supplementing the rights, powers and duties heretofore possessed, conferred and imposed upon the Broadway Underground Railway Company," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Van Allen moved that the House do now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill, being the Senate bill entitled as follows:

"An act extending and supplementing the rights, powers and duties heretofore possessed by and conferred and imposed upon the Broadway Underground Railway Company."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Clinton, from said committee, reported progress on said named bill, and asked leave to sit again.

Mr. Van Allen moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Van Allen moved that said bill be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate bill entitled "An act extending and supplementing the rights, powers and duties heretofore possessed by and conferred and imposed upon the Broadway Underground Railway Company," having been announced for a third reading,

Mr. Otis moved to amend said bill as follows:

In section 9, line 74, engrossed bill, after the word "company," insert the following:

"And the said company shall, in addition to the other requirements herein contained, and before they shall commence work upon the road or works herein authorized, or any part thereof, execute and deliver to the mayor of the city of New York a bond or obligation with sureties which shall justify in twice the amount of the penal sum designated in said bond or obligation, by which said company and said sureties shall be bound to pay or cause to be paid to the city of New York, or to any or to all persons or corporations owning land along the line of said road, any and all direct damages or injury that the property of said city or persons or corporation shall sustain by reason of the construction of said road; and that said company shall restore said streets and avenues to as safe and as good a condition as the same were before the commencement of work thereon. Said bond shall be in such sum and in such form as the said board of commissioners may

fix and determine, but shall not be less than \$3,000,000 nor more than \$5,000,000, and the sufficiency of the sureties of said bond shall be approved by the mayor of said city of New York, who shall hold said bond in trust and for the benefit of the parties interested therein."

Mr. Earl moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion Mr. Otis, and it was determined in the negative.

{ AYES 31 }
{ NOES 78 }

Those who voted in the affirmative, were

Boynton	Curtis	Hodges	Locke, S. D.	Otis
Brown, C. W.	Dayton	Howe	Maher	Price
Brown, J. H.	Hall	Johnson, G. R.	Nagle	Tremper
Butler	Hawkins	Johnson, S. W.	Nelson	Van Duzer
Cartwright	Heath	Kelly	Odell	Welch
Childs	Hendricks	Kruse	O'Neil	Westfall
Clinton				

Those who voted in the negative, were

Allen	Dean	Harpending	McDonald	Rosenthal
Bailey	Dibble	Higgins	Miles	Scott
Baker	Dimmick	Hooley	Moore	Seeber
Barnes	Donnelly	Horton	Mullaney	Shoemaker
Barager	Donohue	Howland	Murphy	Sipp
Becker	Duffy	Husted	Murray	Smith, W. E.
Boyce	Earl	Jackson	Nash	Smith, C.
Brogan	Ely	Jobes	Oliver	Sweet
Burns	Erwin	Jones	Osborne	Van Allen
Cady	Farnum	Joyce	Owen	Van Cott
Church	Farrell	Kittle	Palmer	Veeder
Clarke	Felter	Kneeland	Pratt	Walrath
Clapp	Forsyth	Lindsay	Priddy	Whiteman
Coffey	Garbutt	Littlejohn	Rice	Wilcox
Craig	Geddes	Locke, L. R.	Roche	Zimmerman
Darragh	Haggerty	McCabe		

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 109 }
{ NOES 9 }

Those who voted in the affirmative, were

Allen	Craig	Hawkins	Locke, S. D.	Rice
Bailey	Curtis	Heath	Locke, L. R.	Roche
Baker	Darragh	Hendricks	Maher	Rosenthal
Barnes	Dean	Higgins	McCabe	Scott
Barager	Dibble	Hodges	McDonald	Seeber
Becker	Dimmick	Hooley	Miles	Shoemaker
Beckwith	Donnelly	Horton	Moore	Sipp
Boyce	Donohue	House	Mullaney	Smith, W. E.
Boynton	Duffy	Howland	Murphy	Smith, C.
Briggs	Earl	Hubbell	Murray	Sweet

Brogan	Ely	Husted	Nash	Taylor
Brown, C. W.	Erwin	Jackson	Noxon	Tremper
Brown, J. H.	Farnum	Jobes	Odell	Van Allen
Burns	Farrell	Johnson, G.R.	Oliver	Van Cott
Cady	Felter	Jones	O'Neil	Van Duzer
Cartwright	Forsyth	Joyce	Osborne	Veeder
Childs	Garbutt	Kelly	Owen	Walrath
Church	Geddes	Kittle	Palmer	Westfall
Clarke	Haggerty	Kneeland	Pierson	Whiteman
Clapp	Hall	Lewis	Pratt	Wilcox
Clinton	Harpending	Lindsay	Price	Zimmerman
Coffey	Haskell	Littlejohn	Priddy	

Those who voted in the negative, were

Butler	Howe	Kruse	Nelson	Welch
Dayton	Johnson, S.W.	Nagle	Otis	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the formation of the New York Transit Company," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Dreiss, Int. No. 1049, entitled "An act to constitute the mayor of the city of Lockport sole commissioner for carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, so as to permit municipal corporations to aid in the construction of railroads and the several acts amendatory thereof so far as the same apply to the city of Lockport with respect to the bonding of said city in aid of the construction of the railroad of the Lockport and Buffalo Railroad Company in the place of the three commissioners heretofore appointed and now in office," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Welch, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Higgins, Int. No. 946, entitled "An act to provide for the establishment of municipal lodging-houses in the city of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelly, Int. No. 1113, entitled "An act in relation to the office of the register of the county of Kings," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. Kelly, Int. No. 1114, entitled "An act in relation to the office of the clerk of the county of Kings," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same (Messrs. Hendricks, Roosevelt and Otis dissenting), which report was agreed to.

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide for the repavement of Fifth avenue in the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act relating to proof of payments made by or in behalf of municipal corporations in this State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Hodges, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to establish a public place in the Twenty-second ward in the city of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Van Allen, from the committee on insurance, to which was referred the Senate bill entitled "An act to amend chapter 463 of the Laws of 1853, as amended by chapter 485 of the Laws of 1879, entitled 'An act to provide for the incorporation of life and health insurance companies and casualty insurance companies, and in relation to agencies of such companies,'" reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Veeder, from the committee on public education, to which was referred the bill introduced by Mr. Clapp, Int. No. 1031, entitled "An act to amend chapter 413 of the Laws of 1877, entitled 'An act to prevent frequent changes of text-books in schools,'" reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Horton, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of Wesley S. Yard," reported in favor of the passage of the same which report was agreed to.

On motion of Mr. Higgins, and by unanimous consent, said bill was ordered to a third reading.

Mr. S. D. Locke, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Earl, Int. No. 532, entitled "An act in relation to canned food," reported the same for the consideration of the House, with amendments, and said bill committed to the committee of the whole.

Mr. S. D. Locke, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Geddes, Int. No. 846, entitled "An act to amend chapter 85 of the Laws of 1880, entitled 'An act supplemental to chapter 40 of the Laws of 1848, entitled An act to authorize the formation of corporations for manufacturing,

mining, mechanical or chemical purposes,' and the amendments made thereto," reported adversely thereto, which report was agreed to and said bill rejected.

Mr. S. D. Locke, from the committee on trade and manufactures, to which was referred the bill introduced by Mr. Farrell, Int. No. 961, entitled "An act to secure to workmen and employees of insolvent debtors the payment of their wages," reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Dayton submitted a report from the sub-committee of the whole, which was laid upon the table and ordered printed.

(See Doc. No. 165)

Mr. Dayton offered, for the consideration of the House, a resolution in the words following :

Resolved, That the sub-committee of the whole be discharged from the further consideration of Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain officers in the city of New York," and that the same be ordered to a third reading.

Mr. Oliver moved that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 49 }
{ NOES 61 }

Those who voted in the affirmative, were

Allen	Craig	Haggerty	Lindsay	Osborne
Barnes	Darragh	Harpending	Maher	Rice
Brogan	Dimmick	Higgins	McCabe	Roche
Brown, C. W.	Donnelly	Hooley	McDonald	Rosenthal
Brown, J. H.	Donohue	Jackson	Mullaney	Smith, W. E.
Burns	Duffy	Jobes	Murphy	Smith, C.
Butler	Earl	Johnson, G. R.	Murray	Van Cott
Cady	Ely	Johnson, S. W.	Nagle	Walrath
Childs	Farrell	Joyce	Odell	Wilcox
Coffey	Felter	Kelly	Oliver	

Those who voted in the negative, were

Bailey	Dayton	Hendricks	Lewis	Seeber
Baker	Dean	Hodges	Littlejohn	Shoemaker
Barager	Dibble	Horton	Locke, S. D.	Sipp
Becker	Erwin	House	Locke, L. R.	Sweet
Beckwith	Farnum	Howe	Nash	Taylor
Boyce	Forsyth	Howland	Noxon	Tremper
Boynon	Garbutt	Hubbell	O'Neil	Van Allen
Briggs	Geddes	Husted	Otis	Van Duzer
Cartwright	Hall	Jones	Owen	Veeder
Church	Haskell	Kittle	Pierson	Westfall
Clapp	Hawkins	Kneeland	Price	Whiteman
Clinton	Heath	Kruse	Priddy	Zimmerman
Curtis				

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 60 }
 { NOES 47 }

Those who voted in the affirmative, were

Bailey	Curtis	Horton	Locke, S. D.	Scott
Baker	Dayton	House	Locke, L. R.	Seeber
Barager	Dibble	Howe	Nash	Shoemaker
Becker	Erwin	Howland	Noxon	Sipp
Beckwith	Farnum	Hubbell	O'Neil	Sweet
Boyce	Garbutt	Husted	Otis	Taylor
Boynton	Geddes	Jones	Owen	Tremper
Briggs	Hall	Kittle	Palmer	Van Allen
Cartwright	Haskell	Kneeland	Pierson	Van Duzer
Church	Hawkins	Kruse	Pratt	Veeder
Clapp	Hendricks	Lewis	Price	Westfall
Clinton	Hodges	Littlejohn	Priddy	Zimmerman

Those who voted in the negative, were

Allen	Darragh	Higgins	Maher	Osborne
Barnes	Dimmick	Hooley	McCabe	Rice
Brogan	Donnelly	Jackson	Miles	Roche
Brown, J. H.	Donohue	Jobes	Mullaney	Rosenthal
Burns	Duffy	Johnson, G. R.	Murphy	Smith, W. E.
Butler	Earl	Johnson, S. W.	Murray	Van Cott
Cady	Ely	Joyce	Nagle	Walrath
Childs	Felter	Kelly	Odell	Whiteman
Clarke	Haggerty	Lindsay	Oliver	Wilcox
Craig	Harpending			

Mr. Littlejohn, from the committee on ways and means, to which was referred the Senate bill entitled "An act to exempt property real and personal of the German Hospital and Dispensary in the city of New York from taxation," reported in favor of the passage of the same (Messrs. Littlejohn, Boynton, Becker and Johnson dissenting), which report was agreed to and said bill committed to the committee of the whole.

The hour of 6 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

FRIDAY, MAY 2, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. J. W. Selkirk.

The journal of yesterday was read and approved.

The Senate returned the concurrent resolution requesting the Senators and Representatives of this State in the Congress of the United States to procure from the Secretary of War such information as is necessary to complete the records in the office of the Adjutant-General of this State relative to soldiers who served in the war of the Rebellion, with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended:

"An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland.'"

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the bills entitled as follows:

"An act to amend chapter 113 of the Laws of 1883, entitled 'An act in relation to alterations of highways, streets or bridges in incorporated villages,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, said bill was substituted for the Assembly bill No. 738, now on the order of third reading of bills.

"An act to amend chapter 136 of the Laws of 1868, entitled 'An act to incorporate the village of Cobleskill, Schoharie county, as amended by chapter 183 of the Laws of 1870,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. J. H. Brown, said bill was substituted for Assembly bill No. 736, now on the order of third reading of bills.

"An act to authorize the village of Middletown, in the county of Orange, to raise money to construct a village hall," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dimmick, said bill was substituted for the Assembly bill No. 764, now on the order of third reading of bills.

"An act to amend chapter 344 of the Laws of 1880, entitled 'An act to establish a local court of civil jurisdiction in the city of Buffalo, to be called the municipal court of Buffalo and to amend the charter of said city,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act in relation to unpaid taxes, assessments, water rates and rents in Long Island City, and to confirm, levy and collect the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to regulate the issue of stock by corporations and joint-stock associations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend and consolidate the several acts in relation to the village of Richfield Springs," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ely, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to repeal certain portions of the Revised Statutes, and certain other statutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 151 of the Laws of 1882, entitled 'An act to amend chapter 361 of the Laws of 1881, entitled An act to amend chapter 542 of the Laws of 1880, entitled An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

"An act to incorporate the State Loan and Trust Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Duzer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to provide additional accommodations for the common schools in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to confirm and legalize certain resolutions for printing and binding, passed by the Senate, and certain concurrent resolutions passed by the Legislatures of 1882, and 1883," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill ordered a third reading.

The Senate returned the Senate bill entitled "An act making an appropriation for the construction of additional buildings at the Soldiers and Sailors' Home at Bath," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. S. D. Locke moved to lay aside all orders of business down to motions and resolutions.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. S. D. Locke offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill No. 578, entitled "An act to tax trafficking in intoxicating liquors, and to apply moneys so raised to the maintenance of a police force and the support of the poor, and to repeal existing laws in relation to such traffic," be made a special order for Tuesday, May 6, immediately after the reading of the journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 36 }
{ NOES 37 }

Those who voted in the affirmative, were

Barager	Craig	Howe	Locke, L. R.	Shoemaker
Beckwith	Curtis	Howland	Noxon	Sweet
Boyce	Forsyth	Hubbell	O'Neil	Tremper
Boynton	Garbutt	Husted	Otis	Van Allen
Brown, C. W.	Hawkins	Jones	Palmer	Walrath
Brown, J. H.	Heath	Kneeland	Pierson	Westfall
Cartwright	Hendricks	Locke, S. D.	Seeber	Speaker
Clinton				

Those who voted in the negative, were

Burns	Felter	Johnson, S. W.	Moore	Osborne
Butler	Haggerty	Kelly	Mullaney	Rice
Church	Hall	Kittle	Murphy	Roche
Clarke	Harpending	Lewis	Murray	Rosenthal
Donohue	Hasbrouck	Lindsay	Nash	Scott
Duffy	Higgins	Maher	Odell	Smith, C.
Earl	Jobs	McDonald	Oliver	Van Cott
Farrell	Johnson, G. R.			

On motion of Mr. Forsyth, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 501, entitled "An act to amend an act entitled 'An act to provide for a larger, purer and permanent supply of water for the city of Cohoes,' and to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856, and the amendments of the same, passed May 17, 1883," and the same was ordered to a third reading.

By unanimous consent,

Mr. Ely introduced a bill entitled "An act confirming certain acts of the railroad commissioners of the town of Plainfield, in Otsego county, and authorizing the disposition of the surplus moneys in the hands of said commissioners arising from the sale of the railroad stocks of said town," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Ely, and by unanimous consent, the rules were suspended, and said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 {
{ NOES 00 {

Those who voted in the affirmative, were

Bailey	Craig	Hall	Joyce	Otis
Barnes	Curtis	Harpending	Kelly	Owen
Barager	Darragh	Haskell	Kittle	Pierson
Beckwith	Dibble	Hawkins	Kneeland	Rice
Boyce	Dimmick	Hendricks	Kruse	Roche
Boynton	Donnelly	Higgins	Littlejohn	Scott
Brown, C. W.	Donohue	Hodges	Locke, L. R.	Shoemaker
Brown, J. H.	Duffy	House	Maher	Sweet
Burns	Earl	Howe	Murphy	Tremper
Butler	Ely	Howland	Murray	Van Allen
Cartwright	Farnum	Hubbell	Nash	Van Cott
Childs	Farrell	Husted	Noxon	Veeder
Church	Felter	Jobs	Odell	Walrath
Clarke	Forsyth	Johnson, G. R.	Oliver	Westfall
Clapp	Garbutt	Johnson, S. W.	O'Neil	Whiteman
Clinton	Haggerty	Jones	Osborne	Wilcox
Coffey				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Haggerty spoke to a question of privilege regarding certain charges put forth by the public press of the city of New York, that money had been extorted from the policemen of said city to pay certain

expenses incurred in consequence of the investigation into the affairs of the police department by the special committee of the Assembly, and at the conclusion of his remarks offered the following:

Resolved, That the special Assembly committee now engaged in investigating the municipal affairs of the city of New York be instructed to inquire into the charges made in to-day's prints that money has been extorted from the policemen of said city, for the alleged payment of services said to have been rendered in connection with the recent passage of certain bills relating to the police department.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to amend section 1 of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, agricultural, horticultural, medical or curative, mercantile or commercial purposes,' as subsequently modified and amended," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 3, after the word "mechanical," insert the word "or."

Same section, lines 3 and 4, strike out the words "horticultural, agricultural, medical or curative, mercantile or commercial."

Same section, lines 4 and 5, strike out the words "as heretofore amended and modified."

Same section, line 9, after the word "articles," insert the words "or for the purpose of purchasing, taking, holding and possessing real estate, and building and selling, leasing and improving the same."

Add at the end of section 1 the following:

"No company organized under this act for the purpose of taking, purchasing, holding or possessing real estate and buildings, and selling, leasing and improving the same, shall be permitted to purchase and hold real estate to the value of more than \$1,000,000. But this act shall not be deemed to repeal or affect in any way acts heretofore passed amendatory of or supplementary to the said act of February 17, 1848, except as herein provided."

Amend the title so as to read as follows:

"An act to amend section 1 of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes.'"

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Hendricks	Kruse	Pierson
Barnes	Dayton	Higgins	Littlejohn	Rice
Barager	Dimmick	Hodges	Locke, S. D.	Roche
Beckwith	Donnelly	Horton	McDonald	Rosenthal
Boyce	Donohue	Howe	Miles	Scott
Brogan	Duffy	Howland	Moore	Seebor
Brown, C. W.	Earl	Hubbell	Murray	Shoemaker
Burns	Ely	Husted	Nagle	Sweet
Cartwright	Felter	Johnson, G.R.	Nash	Taylor
Childs	Forsyth	Johnson, S. W.	Noxon	Tremper

Church	Geddes	Jones	Odell	Van Allen
Clapp	Hall	Joyce	Otis	Whiteman
Craig	Haskell	Kittle	Owen	Wilcox
Curtis	Hawkins	Kneeland	Palmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled, "An act to authorize the paving of Remsen street, in the city of Cohoes, from White street north-erly to the intersection of Remsen and Mohawk streets in said city," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 11, after the word "paved," insert the words "and according to the width of the street in front of said lots."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Hawkins	Lindsay	Price
Baker	Darragh	Hendricks	Littlejohn	Rice
Barnes	Dean	Hodges	Locke, S. D.	Rosenthal
Barager	Dibble	Hooley	McCabe	Scott
Boyce	Dimmick	Horton	McDonald	Seeber
Boynton	Donnelly	Howe	Miles	Shoemaker
Brogan	Duffy	Howland	Mullaney	Smith, W. E.
Brown, C. W.	Ely	Hubbell	Murphy	Smith, C.
Brown, J. H.	Farnum	Husted	Nash	Sweet
Burns	Felter	Johnson, G. R.	Noxon	Taylor
Butler	Forsyth	Johnson, S. W.	Odell	Tremper
Cartwright	Garbutt	Jones	Oliver	Van Allen
Childs	Haggerty	Joyce	Osborne	Van Cott
Church	Hall	Kittle	Owen	Veeder
Clarke	Harpending	Kneeland	Palmer	Westfall
Clapp	Haskell	Lewis	Pierson	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have concurred in their amendments.

On motion of Mr. Littlejohn Mr. Rice was appointed a member of the conference committee on the supply bill in place of Mr. Welch, who was absent on account of illness.

Mr. Church offered, for the consideration of the House, a resolution in the words following:

Resolved, That Assembly bill, printed No. 567, now on the order of third reading, entitled "An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled An act to amend chapter 410 of the Laws of 1878, entitled An act to improve Flushing avenue, Long Island City,'" be now read a third time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate returned the bill entitled "An act to provide for the acquisition of title by the United States to lands for light-house pur-

poses, and to cede jurisdiction thereof," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, lines 3 and 4, strike out the words "covered by navigable waters," and insert the words "under water on the Hudson river."

Same section, line 8, strike out the words "any authorized agent or agents," and insert the words "the constituted authorities."

Add the following as section 2:

"§ 2. Jurisdiction over such acquired property shall be and remain in the United States subject to the provisions aforesaid, except that all criminal and civil process of the State can be served within its jurisdiction."

Change section 2 to section 3.

Amend the title so as to read as follows:

"An act to provide for the acquisition of title by the United States to land under water in the Hudson river for light-house purposes, and to cede jurisdiction thereof."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Hall	Littlejohn	Scott
Baker	Craig	Hasbrouck	Locke, S. D.	Seeber
Barnes	Curtis	Haskell	Maher	Shoemaker
Barager	Darragh	Hendricks	McCabe	Sipp
Becker	Dayton	Horton	McDonald	Smith, W. E.
Beckwith	Dean	Howland	Miles	Smith, C.
Boyce	Dibble	Hubbell	Nagle	Sweet
Boynton	Dimmick	Hunt	Nash	Taylor
Brogan	Donohue	Husted	Noxon	Tremper
Brown, C. W.	Duffy	Jobes	Odell	Van Allen
Brown, J. H.	Earl	Johnson, G. R.	Oliver	Van Cott
Burns	Ely	Johnson, S. W.	O'Neil	Van Duzer
Butler	Farnum	Jones	Owen	Veeder
Cartwright	Farrell	Kelly	Palmer	Walrath
Childs	Felter	Kittle	Pierson	Westfall
Church	Garbutt	Kneeland	Rice	Whiteman
Clarke	Geddes	Kruse	Roche	Wilcox
Clapp	Haggerty	Lindsay	Rosenthal	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Dayton, from the sub-committee of the whole, submitted a report which was laid upon the table and ordered printed.

(See Doc. No. 167.)

Mr. Dayton, from the sub-committee of the whole, to which was referred the Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," reported in favor of the passage of the same.

Mr. Husted moved to disagree with the report of the sub-committee of the whole on said bill, and that the same be recommitted to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled 'An act to amend chapter 410 of the Laws of 1878, entitled 'An act to improve Flushing avenue, Long Island City,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Hendricks	Lindsay	Pierson
Baker	Darragh	Higgins	Littlejohn	Price
Barnes	Dean	Hodges	Locke, S. D.	Rice
Barager	Dibble	Horton	Maher	Roche
Becker	Dimmick	Howe	McCabe	Rosenthal
Beckwith	Donnelly	Howland	McDonald	Scott
Boyce	Donohue	Hubbell	Miles	Seeber
Boynton	Duffy	Husted	Moore	Shoemaker
Brogan	Ely	Jobes	Mullaney	Smith, W. E.
Brown, C. W.	Farnum	Johnson, G. R.	Murray	Smith, C.
Brown, J. H.	Felter	Johnson, S. W.	Nagle	Sweet
Burns	Garbutt	Joyce	Noxon	Tremper
Butler	Geddes	Kelly	Odell	Van Allen
Cartwright	Haggerty	Kittle	Oliver	Van Cott
Childs	Hall	Kneeland	Osborne	Weeder
Clarke	Haskell	Kruse	Owen	Westfall
Clapp	Hawkins	Lewis	Palmer	Whiteman
Craig	Heath			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Joyce, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, Int. No. 188, entitled "An act to amend chapter 546, Laws of 1874, entitled 'An act to provide for the safe-keeping of the money raised for the payment of town expenses in the city of Utica,'" and the same was ordered to a third reading.

The privileges of the floor were extended to Hon. Hadley Snyder, a former member of this House.

Mr. Van Allen, from the committee on insurance, to which was referred the bill recalled from the Governor, introduced by Mr. S. W. Johnson, Int. No. 200, entitled "An act to amend the charter of the Safety Fund Mutual Insurance Company," reported in favor of the passage of the same with the following amendments:

Section 1, line 22, after the word "of," strike out the word "one," and in lieu thereof insert the word "two."

In section 2, line 7, after the word "seventy," strike out the word "eight," and insert in lieu thereof the word "four."

Same section, line 24, change the word "their" to the word "then."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Hasbrouck	Kittle	Pierson
Baker	Curtis	Haskell	Kneeland	Price
Barnes	Darragh	Hawkins	Kruse	Priddy
Barager	Dayton	Heath	Lewis	Rice
Becker	Dibble	Hendricks	Lindsay	Rosenthal
Beckwith	Dimmick	Higgins	Littlejohn	Scott
Boyce	Donnelly	Hodges	Locke, S. D.	Seeber
Boynton	Donohue	Horton	Maher	Shoemaker
Brogan	Duffy	Howe	Miles	Smith, C.
Brown, C. W.	Ely	Howland	Moore	Sweet
Burns	Farnum	Hubbell	Murphy	Taylor
Butler	Farrell	Husted	Murray	Tremper
Cartwright	Felter	Jobes	Noxon	Van Allen
Childs	Garbutt	Johnson, G. R.	Odell	Van Duzer
Clarke	Geddes	Johnson, S. W.	Oliver	Westfall
Clapp	Haggerty	Joyce	Palmer	Whiteman
Clinton	Hall			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 2, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 205, entitled "An act to repeal subdivision 33 of section 15 of chapter 276 of the Laws of 1867, entitled 'An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga,' to constitute trustees for the supervision, care and management of the cemetery of said village and the cemetery fund thereof, and to provide for filling vacancies in such board and for making by-laws therefor."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Clarke	Heath	McCabe	Rice
Baker	Clapp	Hendricks	McDonald	Rosenthal
Barnes	Clinton	Higgins	Miles	Scott
Barager	Craig	Hodges	Moore	Seeber

Becker	Curtis	Horton	Murphy	Shoemaker
Beckwith	Darragh	Howe	Nagle	Smith, W. E.
Boyce	Dimmick	Howland	Noxon	Smith, C.
Boynton	Donohue	Hubbell	Odell	Sweet
Briggs	Duffy	Husted	Oliver	Taylor
Brogan	Ely	Johnson, G. R.	O'Neil	Tremper
Brown, C. W.	Farnum	Kelly	Osborne	Van Allen
Brown, J. H.	Farrell	Kittle	Owen	Van Cott
Burns	Felter	Kneeland	Palmer	Van Duzer
Butler	Garbutt	Lewis	Pierson	Veeder
Cartwright	Geddes	Mindsay	Price	Walrath
Childs	Hasbrouck	Locke, S. D.	Priddy	Westfall
Church	Hawkins	Maher		

On motion of Mr. Geddes, and by unanimous consent, said bill was amended by striking out all after the enacting clause and inserting the following:

“SECTION 1. Section 40 of chapter 276 of the Laws of 1867 is hereby amended so as to read as follows:

“§ 40. There shall be seven trustees of the Geddes cemetery on farm lot No. 167, in the town of Geddes, who shall be residents of and freeholders in said town. The said trustees shall be appointed by the president of the village of Geddes, and shall hold their office for the term of ten years from the date of their appointment, and until their successors are duly appointed. The said president shall file said appointment of said trustees immediately with the clerk of the village of Geddes, and said persons so appointed shall, from and after the filing of said appointment with said village clerk, have and possess all the rights and powers that the trustees of the village of Geddes now do in relation to said cemetery, and shall from the date of their appointment have the entire management and control of said cemetery and the funds thereof. The first appointment of trustees under this act shall be made within ten days after the passage of the same, and immediately after such appointment the trustees of the village of Geddes shall pay over to the trustees of said cemetery so appointed, all moneys in their hands belonging to said cemetery and known as the cemetery fund. In case any vacancies shall occur in the office of the trustees of the said cemetery, by death or otherwise, said vacancies shall be filled by appointment by the president of the village for the remainder of the term in which such vacancies may occur. The said board of trustees shall organize by the selection of one of their number as president, and another as secretary and treasurer. The said trustees may adopt such by-laws, rules and regulations as may be necessary.

“§ 2. All acts and parts of acts in relation to the village of Geddes, or the said cemetery, so far as they are inconsistent with this act, are hereby repealed.

“§ 3. This act shall take effect immediately.”

Amend the title so as to read as follows:

“An act to amend chapter 276 of the Laws of 1867, entitled ‘An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga.’”

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Church	Geddes	Littlejohn	Owen
Bailey	Clarke	Haggerty	Locke, S. D.	Palmer
Baker	Clapp	Haskell	Locke, L. R.	Priddy
Barnes	Clinton	Hawkins	Maher	Rice
Barager	Curtis	Heath	McCabe	Rosenthal
Becker	Darragh	Hendricks	McDonald	Scott
Beckwith	Dayton	Horton	Miles	Seeber
Boyce	Dean	Howe	Moore	Smith, W. E.
Boynton	Dibble	Howland	Murphy	Smith, C.
Brown, C. W.	Dimmick	Hubbell	Nagle	Sweet
Brown, J. H.	Donohue	Husted	Nash	Tremper
Burns	Earl	Johnson, S. W.	Noxon	Van Allen
Butler	Ely	Joyce	Odell	Van Cott
Cady	Farnum	Kittle	Oliver	Veeder
Cartwright	Felter	Kruse	Osborne	Westfall
Childs	Garbutt			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

On motion of Mr. Dimmick, and by unanimous consent, the Senate bill entitled "An act to authorize the village of Middletown, in the county of Orange, to raise money to construct a village hall," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Higgins	Littlejohn	Pierson
Barager	Dean	Hodges	Maher	Priddy
Becker	Dibble	Horton	McCabe	Rice
Beckwith	Dimmick	Howe	Miles	Roche
Boyce	Donohue	Howland	Moore	Seeber
Boynton	Duffy	Hubbell	Mullaney	Shoemaker
Brogan	Ely	Husted	Murphy	Smith, W. E.
Brown, C. W.	Farnum	Jobes	Murray	Smith, C.
Brown, J. H.	Felter	Johnson, G. R.	Nash	Sweet
Burns	Forsyth	Johnson, S. W.	Noxon	Taylor
Cartwright	Garbutt	Kelly	Odell	Tremper
Childs	Haggerty	Kittle	Oliver	Van Allen
Church	Haskell	Kneeland	O'Neil	Van Cott
Clarke	Hawkins	Kruse	Osborne	Veeder
Clapp	Heath	Lewis	Owen	Whiteman
Clinton	Hendricks	Lindsay	Palmer	Wilcox
Craig				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 2, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 632, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county.'"

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Hawkins	Kittle	Owen
Barager	Dayton	Hendricks	Kneeland	Pierson
Becker	Dean	Higgins	Kruse	Priddy
Beckwith	Dibble	Hodges	Lewis	Rice
Boyce	Dimmick	Horton	Lindsay	Rosenthal
Boynton	Donohue	Howe	Locke, S. D.	Scott
Brogan	Duffy	Howland	Maher	Seeber
Brown, C. W.	Farnum	Hubbell	McCabe	Shoemaker
Brown, J. H.	Farrell	Husted	Miles	Smith, W. E.
Burns	Felter	Jobes	Murphy	Smith, C.
Butler	Garbutt	Johnson, G. R.	Noxon	Tremper
Cartwright	Geddes	Johnson, S. W.	Odell	Van Allen
Childs	Haggerty	Jones	Oliver	Van Cott
Clarke	Hall	Joyce	O'Neil	Walrath
Clapp	Hasbrouck	Kelly	Osborne	Wilcox
Clinton	Haskell			

On motion of Mr. Seeber, and by unanimous consent, the same was amended as follows:

Amend section 1, line 2, printed bill, by striking out the word "fourth," and inserting the word "eleventh."

After the words "as follows," in line 5, printed bill, insert "§ 11."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Heath	Lewis	Pratt
Barnes	Curtis	Hendricks	Lindsay	Price
Barager	Darragh	Higgins	Littlejohn	Priddy
Becker	Dimmick	Hodges	Locke, S. D.	Rice
Beckwith	Donohue	Horton	Locke, L. R.	Rosenthal
Boyce	Duffy	Howland	Maher	Scott
Boynton	Ely	Hubbell	McCabe	Seeber
Brogan	Farnum	Husted	McDonald	Shoemaker

Brown, C. W.	Farrell	Jobes	Noxon	Sweet
Brown, J. H.	Felter	Johnson, S. W.	Odell	Taylor
Burns	Garbutt	Jones	Oliver	Tremper
Butler	Geddes	Joyce	O'Neil	Van Allen
Cartwright	Haggerty	Kelly	Osborne	Van Cott
Childs	Hall	Kittle	Owen	Van Duzer
Clarke	Haskell	Kneeland	Palmer	Westfall
Clapp	Hawkins	Kruse	Pierson	Wilcox
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The bill entitled "An act to revise and amend chapter 110 of the Laws of 1864, entitled 'An act to amend the charter of the village of Newark,' and the several acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Horton	Littlejohn	Pierson
Barnes	Curtis	Howe	Locke, S. D.	Price
Barager	Darragh	Howland	Maher	Priddy
Becker	Donohue	Hubbell	McDonald	Rice
Beckwith	Ely	Husted	Miles	Rosenthal
Boyce	Farnum	Jobes	Moore	Shoemaker
Boynton	Farrell	Johnson, G. R.	Murphy	Smith, W. E.
Brogan	Felter	Johnson, S. W.	Nagle	Sweet
Brown, C. W.	Garbutt	Jones	Noxon	Taylor
Brown, J. H.	Hall	Kelly	Odell	Tremper
Burns	Harpending	Kittle	Oliver	Van Allen
Cartwright	Hasbrouck	Kneeland	O'Neil	Van Cott
Childs	Haskell	Kruse	Osborne	Van Duzer
Church	Heath	Lewis	Owen	Westfall
Clarke	Higgins	Lindsay	Palmer	Wilcox
Clapp	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 394, entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" and the same was ordered to a third reading.

Mr. Taylor offered, for the consideration of the House, a resolution in the words following:

Resolved, That the order of third reading of bills be laid aside for the purpose of going into the committee of the whole on Assembly bills printed No. 364, entitled "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark," and printed No. 474, entitled "An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873," and Senate bill, printed No. 177, entitled "An act to reduce, levy and confirm the assessment for the Bond street sewer in the city

of Brooklyn, imposed under an act entitled 'An act relating to sewers and drainage in the city of Brooklyn,' passed April 23, 1879, and in relation to the payment of said assessments."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Littlejohn introduced a bill entitled "An act authorizing the Commissioners of the Board of Claims to appoint a deputy clerk, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

The Senate bill entitled "An act to further amend chapter 868 of the Laws of 1872, entitled 'An act to incorporate the United States Loan and Security Company,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 9 }

Those who voted in the affirmative, were

Bailey	Curtis	Hawkins	Kneeland	Palmer
Baker	Darragh	Heath	Lindsay	Pierson
Barnes	Dibble	Hendricks	Littlejohn	Priddy
Barager	Dimmick	Higgins	Maher	Rosenthal
Becker	Donohue	Horton	McCabe	Seeber
Boynton	Dreiss	Howe	McDonald	Shoemaker
Brown, C. W.	Duffy	Howland	Murphy	Smith, W. E.
Brown, J. H.	Earl	Hubbell	Murray	Smith, C.
Burns	Ely	Husted	Nagle	Sweet
Butler	Farnum	Jackson	Nash	Taylor
Cartwright	Farrell	Jobes	Nelson	Tremper
Church	Haggerty	Johnson, G. R.	Noxon	Van Allen
Clarke	Hall	Johnson, S. W.	Odell	Van Cott
Clapp	Harpending	Joyce	Oliver	Van Duzer
Clinton	Hasbrouck	Kelly	O'Neil	Whiteman
Craig	Haskell	Kittle	Osborne	

For the negative,

Boyce	Felter	Hodges	Rice	Westfall
Dean	Forsyth	Kruse	Scott	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

"An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873."

Senate, "An act to reduce, levy and confirm the assessment for the Bond street sewer in the city of Brooklyn, imposed under an act entitled 'An act relating to sewers and drainage in the city of Brooklyn,' passed April 23, 1879, and in relation to the payment of said assessment."

"An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. S. D. Locke, from said committee, reported progress on said named bills, and asked leave to sit again.

Mr. Butler moved that the committee of the whole be discharged from the further consideration of the first-named bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Kelly moved that the committee of the whole be discharged from the further consideration of the second-named bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Taylor moved that the committee of the whole be discharged from the further consideration of the last-named bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hubbell offered, for the consideration of the House, a resolution in the words following:

Resolved, That when this House adjourns at the close of this morning's session, it adjourn to meet on Monday evening next at 8 o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The Senate returned the bill entitled "An act in relation to the rate of fares upon the elevated railroads in the city of New York," with a message that they have non-concurred in the passage of the same.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Husted called from the table the resolution previously offered by Mr. Bailey in the words following:

Resolved (if the Senate concur), That this Legislature adjourn *sine die* on Friday, May 16, at 12 o'clock, noon.

Mr. Oliver moved to amend by striking out the words "16th day of May," and inserting in lieu thereof the words "10th day of May."

Mr. Rice moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Oliver, and it was determined in the negative.

{ AYES 36 }
{ NOES 53 }

Those who voted in the affirmative, were

Barnes	Donnelly	Higgins	McDonald	Osborne
Brown, C. W.	Duffy	Jackson	Miles	Rice
Brown, J. H.	Ely	Jobes	Murphy	Roche
Burns	Felter	Johnson, G. R.	Murray	Smith, W. E.
Butler	Haggerty	Johnson, S. W.	Nagle	Van Cott
Childs	Harpending	Lindsay	Odell	Whiteman
Coffey	Hasbrouck	Maher	Oliver	Wilcox
Dimmick				

Those who voted in the negative, were

Bailey	Donohue	Howe	Locke, S. D.	Rosenthal
Barager	Earl	Howland	Locke, L. R.	Scott
Becker	Forsyth	Husted	Moore	Seeber
Beckwith	Garbutt	Jones	Mullaney	Smith, C.
Boyce	Hall	Joyce	Nash	Sweet
Cartwright	Haskell	Kelly	Noxon	Taylor
Clapp	Heath	Kittle	Otis	Tremper
Clinton	Hendricks	Kneeland	Owen	Van Allen
Darragh	Hodges	Kruse	Palmer	Van Duzer
Dayton	Horton	Lewis	Price	Veeder
Dean	House	Littlejohn		

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(See Doc. No. 163.)

The Senate sent for concurrence the following resolution:

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return to the Senate of Senate bill No. , entitled "An act to provide for the proper removal of stable manure from the city of New York."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Dayton offered, for the consideration of the House, a resolution in the words following :

Resolved, That the resolution adopted this day for the adjournment of this House from this day to Monday evening next be rescinded.

Mr. Howe moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 57 }
{ NOES 37 }

Those who voted in the affirmative, were

Bailey	Donohue	Horton	Miles	Roche
Barnes	Ely	House	Moore	Rosenthal
Becker	Felter	Howland	Murray	Scott
Boyce	Geddes	Johnson, G.R.	Nagle	Smith, W. E.
Butler	Haggerty	Joyce	Nash	Sweet
Cartwright	Harpending	Kelly	Noxon	Taylor
Childs	Hasbrouck	Kruse	Oliver	Van Allen
Clarke	Haskell	Lewis	Osborne	Van Duzer
Clinton	Hawkins	Littlejohn	Otis	Walrath
Craig	Heath	Locke, L. R.	Palmer	Whiteman
Dayton	Hendricks	Maher	Rice	Wilcox
Dimmick	Hooley			

Those who voted in the negative, were

Barager	Curtis	Hall	Kittle	Odell
Beckwith	Darragh	Higgins	Lindsay	Owen
Brown, C. W.	Dean	Hodges	Locke, S. D.	Price
Brown, J. H.	Donnelly	Howe	McCabe	Smith, C.
Burns	Duffy	Husted	McDonald	Tremper
Church	Farrell	Jackson	Mullaney	Van Cott
Clapp	Forsyth	Johnson, S.W.	Murphy	Veeder
Coffey	Garbutt			

Mr. Husted moved that this House do now adjourn until Monday evening next at eight o'clock.

Mr. J. H. Brown moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the affirmative.

{ AYES 51 }
{ NOES 41 }

Those who voted in the affirmative, were

Bailey	Darragh	Heath	Kittle	Mullaney
Barager	Dean	Hendricks	Kneeland	Odell
Beckwith	Donnelly	Higgins	Lewis	Owen
Brogan	Duffy	Hodges	Lindsay	Price
Brown, C. W.	Felter	Horton	Locke, S. D.	Roche
Brown, J. H.	Forsyth	Howe	Locke, L. R.	Seeber
Butler	Garbutt	Husted	Maher	Smith, C.
Cartwright	Geddes	Jackson	McCabe	Tremper
Childs	Hall	Johnson, G. R.	McDonald	Van Cott
Coffey	Haskell	Johnson, S.W.	Moore	Veeder
Curtis				

Those who voted in the negative, were

Barnes	Donohue	Howland	Nagle	Scott
Becker	Ely	Joyce	Nash	Smith, W. E.
Burns	Haggerty	Kelly	Noxon	Sweet
Church	Harpending	Kruse	Oliver	Taylor
Clarke	Hasbrouck	Littlejohn	Osborne	Van Allen
Clinton	Hawkins	Miles	Otis	Van Duzer
Craig	Hooley	Murphy	Rice	Whiteman
Dayton	House	Murray	Rosenthal	Wilcox
Dimmick				

Whereupon, at 1 o'clock and 30 minutes, the House adjourned.

MONDAY, MAY 5, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of Friday, May 2, was read and approved.

Mr. Howe offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee on State prisons be and they are hereby authorized to employ a stenographer at the rate of twenty cents per folio in the inquiry ordered by this House, as to certain contracts made by the Albany county penitentiary.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Murray	Seeber
Allen	Curtis	House	Nagle	Shoemaker
Barager	Darragh	Howe	Nash	Smith, C.
Becker	Dibble	Howland	Noxon	Sweet
Binder	Earl	Hubbell	Odell	Taylor
Boyce	Ely	Hunt	Oliver	Van Allen
Boynton	Garbutt	Kneeland	Osborne	Van Cott
Brown, C. W.	Geddes	Lewis	Otis	Van Duzer
Brown, J. H.	Haggerty	Lindsay	Owen	Veeder
Burns	Hall	Littlejohn	Palmer	Walrath
Butler	Harpending	Locke, S. D.	Pierson	Welch
Cartwright	Haskell	Locke, L. R.	Roche	Whiteman
Church	Hawkins	McDonald	Roosevelt	Wilcox
Clinton	Heath	Murphy	Scott	Zimmerman

Mr. Speaker called from the table the report of the sub-committee of the whole, as found in Assembly Documents Nos. 162 and 165, as follows:

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills:

No. 240, G. O. 239, "An act to amend title 2, chapter 13, part 1 of the Revised Statutes, entitled 'of the place and manner in which property is to be assessed.'"

No. 747, G. O. 699, "An act to erect the town of Childwold, in the county of St. Lawrence." [With amendments.]

No. 652, G. O. 612, "An act to provide for the payment of certain claims for work done and material furnished in constructing water-works in the village of Amsterdam." [With amendments.]

No. 493, G. O. 442, "An act to alter the map or plan of the city of New York, made and filed by the commissioners of the department of public parks, by striking therefrom so much of the proposed Morris avenue as lies between One Hundred and Sixty-second street and Overlook avenue, and so much of the proposed One Hundred and Sixty-fifth street as lies between Winfield place and Sheridan avenue, in the Twenty-third ward of said city."

No. 473, G. O. 423, "An act to extend the length of the pier in the North or Hudson river, between West Forty-first and Forty-second streets, New York city."

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

Mr. Speaker called from the table Assembly Doc. No. 163, being a list of special general orders.

The Speaker and Clerk, with the consent of the House, referred the following entitled bills to the sub-committee of the whole:

Senate, No. 145, G. O. 488, "An act authorizing the Comptroller to pay into the keeping of the trustees of the Elmira Female College the Elmira Female College educational fund."

No. 761, G. O. 614, "An act in relation to the navigation of the Erie canal."

No. 356, G. O. 349, "An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State,' as amended by chapter 80 of the Laws of 1880."

No. 544, G. O. 523, "An act to provide for the adjustment and payment for services and disbursements made and rendered for the Seneca Nation of Indians by Benjamin F. Congdon, while attorney for said nation."

No. 142, G. O. 138, "An act to amend chapter 480 of the Laws of 1874, entitled 'An act for the relief of certain hospitals and dispensaries in the city of Brooklyn.'"

Senate, No. 155, G. O. 581, "An act to incorporate the College of Midwifery of the city of New York."

No. 52, G. O. 45, "An act for the better protection of the public parks under the control of the department of parks in the city of Brooklyn, and to create a police force therefor."

No. 689, G. O. 671, "An act to amend an act entitled 'An act to provide for the disposal and removal of the sewage discharge from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose.'"

No. 498, G. O. 448, "An act to amend an act entitled 'An act to incorporate the city of Cohoes,' passed May 19, 1869, and other acts amendatory of the same.'"

Senate, No. 257, G. O. 616, "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors.'"

Mr. Haggerty offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for correction, of Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins as administrator, with the will annexed, of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with De Long."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Oliver offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill No. 711, entitled "An act to secure inmates of institutions for the care of the poor freedom of worship," now on general orders, be committed to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Littlejohn offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for correction, of Assembly bill No. 182, entitled "An act making appropriations for the support of government."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Littlejohn, from the committee on ways and means, to which was referred the Senate bill entitled "An act to create a forest commission for the State of New York, and making an appropriation therefor," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Littlejohn moved that said bill be referred to the same committee of the whole to which have been referred the other bills (Nos. 423 and 424) on the same subject.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Littlejohn, from the committee on ways and means, reported for the consideration of the House, the following:

Resolved, That the Board of State Assessors be and is hereby directed to procure through the local assessors of each city, town and village in this State, or otherwise, full and complete lists of all the real or personal property in this State (including church, cemetery, educational property as well as that used for hospital and charitable purposes), which is exempt in whole or in part from taxation, whether local or general, or both, with the actual value of the same, as estimated by the said city, town and village assessors, with a statement of the reasons for such exemption, whether by authority of law or otherwise, and to report the same in detail to the next Legislature by the first day of February, 1885, with such suggestions or recommendations as in their judgment should be made thereto.

Resolved, That the Clerk of the Assembly be directed to serve a copy of the foregoing resolution upon each of the State Assessors within ten days from this date.

Mr. Speaker put the question whether the House would agree to said resolutions, and it was determined in the affirmative.

By unanimous consent,

Mr. Sweet introduced a bill entitled "An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas M. Costello and Charles L. Curtis, and to make an award therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Sweet, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hendricks	Moore	Priddy
Allen	Darragh	Howland	Murphy	Rice
Baker	Dayton	Hubbell	Murray	Rosenthal
Barnes	Dibble	Hunt	Nagle	Shoemaker
Barager	Dimmick	Husted	Nash	Smith, W. E.
Becker	Donohue	Jackson	Nason	Smith, C.
Binder	Duffy	Jobes	Nelson	Sweet
Boyce	Earl	Johnson, S.W.	Noxon	Van Allen
Boynton	Ely	Jones	Odell	Van Cott
Brogan	Farrell	Kelly	Oliver	Veeder
Brown, C. W.	Garbutt	Kneeland	O'Neil	Walrath
Brown, J. H.	Haggerty	Lewis	Otis	Welch
Burns	Hall	Lindsay	Palmer	Westfall
Cady	Harpending	Littlejohn	Pierson	Wilcox
Cartwright	Hasbrouck	Locke, L. R.	Price	Zimmerman
Clinton	Hawkins	McCabe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Hunt, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 201, entitled "An act to amend the Code of Criminal Procedure," and the same was ordered to a third reading.

The Senate returned the concurrent resolutions recalling from the Governor, for the purposes of correction, of Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins as administrator, with the will annexed, of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong;" also, Assembly bill No. 182, entitled "An act making appropriations for the support of government," with messages that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate bill entitled "An act for the relief of George L. Loutrel and Michael Dolan," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hasbrouck	Littlejohn	Palmer
Baker	Dean	Hawkins	Locke, S. D.	Pierson
Barnes	Dibble	Higgins	Locke, L. R.	Priddy
Barager	Dimmick	House	Moore	Roche
Binder	Donnelly	Howe	Mullaney	Roosevelt
Boyce	Donohue	Howland	Murphy	Rosenthal
Brogan	Duffy	Hubbell	Murray	Seeber
Brown, C. W.	Earl	Hunt	Nagle	Shoemaker
Brown, J. H.	Ely	Jackson	Nash	Smith, W. E.
Burns	Farrell	Johnson, S.W.	Nason	Taylor
Butler	Garbutt	Jones	Nelson	Van Cott

Cady	Geddes	Joyce	Noxon	Veeder
Clarke	Haggerty	Kelly	Odell	Whiteman
Clinton	Hall	Lewis	Oliver	Wilcox
Craig	Harpending	Lindsay	Otis	Zimmerman

Those who voted in the negative, were

Boynton Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Van Cott, in accordance with a notice previously given, moved to suspend Rule 41 for the purpose of ordering Assembly bill No. 248, entitled "An act to amend the Penal Code," to a third reading by a majority vote without its having been considered in the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 38 }
{ NOES 53 }

Those who voted in the affirmative, were

Baker	Coffey	Erwin	McDonald	Oliver
Barnes	Craig	Farrell	Moore	Roche
Binder	Darragh	Forsyth	Mullaney	Rosenthal
Brogan	Dean	Higgins	Murphy	Taylor
Burns	Donnelly	Jackson	Murray	Van Cott
Butler	Donohue	Johnson, S. W.	Nagle	Veeder
Cady	Duffy	Kelly	Nason	Whiteman
Clarke	Earl	Lindsay		

Those who voted in the negative, were

Ackroyd	Dibble	Howe	Maher	Priddy
Allen	Dimmick	Howland	McCabe	Rice
Barager	Ely	Hubbell	Nash	Roosevelt
Becker	Garbutt	Hunt	Nelson	Scott
Boyce	Haggerty	Johnson, G. R.	Noxon	Seeber
Boynton	Hall	Jones	O'Neil	Shoemaker
Brown, J. H.	Harpending	Kneeland	Otis	Sweet
Cartwright	Hasbrouck	Kruse	Owen	Van Allen
Clinton	Hawkins	Lewis	Palmer	Wilcox
Curtis	Heath	Littlejohn	Pierson	Zimmerman
Dayton	Hendricks	Locke, S. D.		

The bill entitled "An act to repeal chapter 825 of the Laws of 1872, entitled 'An act to authorize and require the New York and Harlem Railroad Company to extend their tracks through certain streets and avenues of the city of New York, for the use of their small cars only,'" having been announced for a third reading,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 17 }

Those who voted in the affirmative, were

Ackroyd	Dean	House	McCabe	Owen
Allen	Dibble	Howe	McDonald	Palmer
Binder	Dimmick	Howland	Moore	Rice
Boyce	Donnelly	Hubbell	Mullaney	Roche
Boynton	Duffy	Hunt	Murphy	Roosevelt
Brogan	Ely	Johnson, G. R.	Murray	Rosenthal
Brown, C. W.	Erwin	Johnson, S. W.	Nagle	Smith, C.
Brown, J. H.	Farnum	Kelly	Nash	Sweet
Burns	Garbutt	Kruse	Nason	Taylor
Butler	Haggerty	Lindsay	Odell	Van Cott
Cartwright	Hasbrouck	Locke, S. D.	O'Neil	Van Duzer
Clinton	Hendricks	Locke, L. R.	Osborne	Whiteman
Coffey	Higgins	Maher	Otis	Wilcox
Craig				

Those who voted in the negative, were

Baker	Husted	Noxon	Scott	Van Allen
Becker	Jones	Oliver	Shoemaker	Veeder
Dayton	Kittle	Priddy	Smith, W. E.	Zimmerman
Hall	Kneeland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 2, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill No. 329, entitled "An act in relation to the salaries of stenographers of the City Court of the city of New York."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hawkins	Lindsay	Priddy
Allen	Coffey	Hendricks	Littlejohn	Roche
Baker	Craig	Higgins	Locke, S. D.	Roosevelt
Barnes	Darragh	House	McCabe	Rosenthal
Barager	Dean	Howe	Moore	Scott
Binder	Dibble	Howland	Murray	Seeber
Boyce	Dimmick	Hubbell	Nagle	Shoemaker
Boynton	Donohue	Husted	Nash	Smith, W. E.
Brogan	Duffy	Jackson	Nason	Taylor
Brown, C. W.	Ely	Johnson, G. R.	Noxon	Van Allen
Brown, J. H.	Forsyth	Jones	Odell	Van Cott
Burns	Garbutt	Joyce	Osborne	Veeder
Butler	Geddes	Kelly	Otis	Whiteman
Cady	Haggerty	Kneeland	Owen	Wilcox
Cartwright	Hall	Lewis	Palmer	Zimmerman
Clarke	Hasbrouck			

On motion of Mr. Van Allen, and by unanimous consent, said bill was amended as follows:

Amend section 1, line 1, by adding after the first "the" the words "annual salary of each of the," and after the word "shall," same line, insert the words "hereafter be," and in line 2, strike out the words "receive the sum of," and also the words "each per year," and insert at the end of line 2 the words "to be paid in equal monthly payments."

Amend the title so as to read as follows:

"An act in relation to the salaries of stenographers of the City Court of New York."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hendricks	Locke, S. D.	Pratt
Allen	Craig	Higgins	Locke, L. R.	Priddy
Baker	Curtis	House	Maher	Rice
Barnes	Darragh	Howe	McCabe	Roche
Barager	Dean	Howland	McDonald	Rosenthal
Becker	Dibble	Hubbell	Moore	Scott
Beckwith	Donnelly	Hunt	Murray	Seeber
Boyce	Ely	Husted	Nagle	Shoemaker
Boynton	Erwin	Jackson	Nash	Smith, W. E.
Briggs	Farnum	Johnson, G. R.	Nelson	Sweet
Brogan	Forsyth	Johnson, S. W.	Noxon	Taylor
Brown, C. W.	Garbutt	Kelly	Odell	Van Allen
Brown, J. H.	Geddes	Kittle	Oliver	Van Cott
Burns	Haggerty	Kneeland	O'Neil	Weeder
Cady	Hall	Kruse	Osborne	Westfall
Cartwright	Haskell	Lewis	Otis	Whiteman
Childs	Hawkins	Lindsay	Palmer	Zimmerman
Clarke	Heath	Littlejohn	Pierson	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. House moved to take from the table the resolution previously offered by him in the words following:

Resolved, That the vote by which Senate bill No. 385, entitled "An act to legalize all medical degrees and diplomas granted prior to the passage of this act by the United States Medical College in the city of New York," was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 5 }

Those who voted in the affirmative, were

Baker	Dayton	Howe	Maher	Pratt
Beckwith	Dean	Howland	McDonald	Priddy
Binder	Dibble	Hubbell	Moore	Rice
Boyce	Donnelly	Hunt	Murphy	Roosevelt
Boynton	Earl	Husted	Nagle	Rosenthal
Brogan	Erwin	Johnson, G. R.	Nash	Shoemaker
Brown, C. W.	Geddes	Johnson, S. W.	Noxon	Smith, W. E.
Burns	Haggerty	Kelly	Odell	Smith, C.
Cady	Hall	Kittle	Oliver	Taylor
Cartwright	Haskell	Kneeland	O'Neil	Van Allen
Childs	Hawkins	Lewis	Osborne	Van Cott
Clarke	Heath	Lindsay	Otis	Veeder
Clinton	Hendricks	Littlejohn	Palmer	Wilcox
Craig	Higgins	Locke, S. D.	Pierson	Zimmerman
Curtis	House	Locke, L. R.		

Those who voted in the negative, were

Ackroyd	Barnes	Becker	Owen	Scott
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Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

Barager	Clinton	Higgins	Lindsay	Otis
Becker	Craig	House	Littlejohn	Pierson
Beckwith	Curtis	Howe	Locke, S. D.	Pratt
Binder	Dayton	Howland	Locke, L. R.	Priddy
Boyce	Dean	Hubbell	Maher	Roosevelt
Boynton	Donnelly	Hunt	McDonald	Rosenthal
Brogan	Donohue	Husted	Moore	Shoemaker
Brown, C. W.	Duffy	Johnson, G. R.	Murphy	Smith, W. E.
Brown, J. H.	Earl	Johnson, S. W.	Nagle	Taylor
Burns	Geddes	Jones	Nash	Van Allen
Butler	Haggerty	Kelly	Noxon	Van Cott
Cady	Hall	Kittle	Oliver	Van Duzer
Cartwright	Haskell	Kneeland	O'Neil	Wilcox
Childs	Heath	Lewis	Osborne	Zimmerman
Clarke	Hendricks			

Those who voted in the negative, were

Ackroyd	Smith, C.
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

By unanimous consent,

Mr. Heath introduced a bill entitled "An act to amend chapter 37 of the Laws of 1848, entitled 'An act to authorize the formation of gas-light companies as to the county of Kings,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the Kings county delegation, with power to report complete.

By unanimous consent,

Mr. S. D. Locke introduced a bill entitled "An act to legalize and confirm the printing and publication of municipal advertisements, official notices, and the common council proceedings of the city of Troy in certain newspapers in the city of Troy, and to audit and pay claims in connection therewith," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Senate returned the bill entitled "An act imposing and levying a tax of thirty-four one-hundredths of a mill per dollar of valuation for the annual contribution to the sinking fund for the payment of the principal and interest of the canal debt for the fiscal year beginning October 1, 1884," with a message that they have concurred in the passage of the same, with the following amendment:

Add the following as section 3.

"§ 3. Whenever the commissioners of the canal fund shall be unable to purchase canal stock upon terms by them deemed advantageous to the State, they may invest the revenues of the sinking fund in the public stocks of the United States, or any public stock created by the corporations of any of the cities of the State of New York."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Howe	McDonald	Price
Baker	Dibble	Howland	Moore	Priddy
Barnes	Donnelly	Hubbell	Mullaney	Rice
Barager	Ely	Husted	Murphy	Roche
Becker	Forsyth	Johnson, G. R.	Murray	Roosevelt
Boynton	Garbutt	Johnson, S. W.	Nagle	Rosenthal
Brogan	Geddes	Jones	Nash	Shoemaker
Brown, C. W.	Haggerty	Joyce	Nelson	Smith, W. E.
Brown, J. H.	Hall	Kelly	Noxon	Sweet
Burns	Harpending	Kittle	Oliver	Taylor
Cady	Hasbrouck	Kneeland	O'Neil	Van Allen
Cartwright	Haskell	Lewis	Osborne	Van Cott
Clarke	Hawkins	Lindsay	Otis	Van Duzer
Clinton	Heath	Littlejohn	Palmer	Veeder
Craig	Hendricks	Locke, S. D.	Pierson	Wilcox
Curtis	Higgins	Locke, L. R.	Pratt	Zimmerman
Darragh	House	Maher		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The bill entitled "An act to regulate the rate of foot-passenger ferriage across the East river from the foot of East Thirty-fourth street, New York city, and Borden avenue, Long Island City," having been announced for a third reading,

Mr. House moved that said bill be recommitted to the committee on commerce and navigation, retaining its place on the order of third reading of bills.

Mr. Darragh moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. House, and it was determined in the negative.

{ AYES 36 }
{ NOES 57 }

Those who voted in the affirmative, were

Baker	Darragh	Hendricks	Jones	Priddy
Barager	Dayton	Howe	Kneeland	Roosevelt
Becker	Dean	Howland	Kruse	Scott
Briggs	Dibble	Hubbell	Nash	Shoemaker
Cady	Garbutt	Hunt	Nelson	Smith, W. E.
Cartwright	Hall	Husted	Noxon	Sweet
Clinton	Heath	Johnson, G. R.	Price	Wilcox
Curtis				

Those who voted in the negative, were

Ackroyd	Craig	Higgins	Moore	Pratt
Allen	Dimmick	Johnson, S. W.	Mullaney	Rice
Barnes	Donnelly	Joyce	Murphy	Roche
Binder	Donohue	Kelly	Murray	Rosenthal
Boyce	Duffy	Kittle	Nagle	Smith, C.
Boynton	Earl	Lewis	Odell	Taylor
Brogan	Ely	Littlejohn	Oliver	Van Allen
Brown, J. H.	Geddes	Locke, L. R.	Osborne	Van Cott
Burns	Haggerty	Maher	Otis	Van Duzer
Butler	Harpending	McCabe	Owen	Veeder
Clarke	Hasbrouck	McDonald	Palmer	Whiteman
Coffey	Haskell			

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 22 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hawkins	McDonald	Owen
Allen	Coffey	Hendricks	Moore	Rice
Becker	Craig	Higgins	Mullaney	Roche
Binder	Dean	House	Murphy	Rosenthal
Boyce	Dimmick	Howland	Murray	Scott
Boynton	Donnelly	Johnson, G. R.	Nagle	Seeber
Brogan	Donohue	Joyce	Nason	Shoemaker
Brown, C. W.	Duffy	Kelly	Nelson	Smith, W. E.
Brown, J. H.	Earl	Kittle	Noxon	Smith, C.
Burns	Garbutt	Littlejohn	Odell	Taylor
Butler	Geddes	Locke, S. D.	Oliver	Van Duzer
Cady	Haggerty	Locke, L. R.	Osborne	Veeder
Cartwright	Hall	Maher	Otis	Whiteman
Clarke	Harpending	McCabe		

Those who voted in the negative, were

Barager	Erwin	Hunt	Kruse	Priddy
Curtis	Haskell	Husted	Lewis	Roosevelt
Dayton	Heath	Jones	Nash	Sweet
Dibble	Howe	Kneeland	Pierson	Van Allen
Ely	Hubbell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Heath, from a special committee, reported by bill entitled "An act to amend chapter 228 of the Laws of 1875, entitled 'An act to authorize the establishment of a female department to the Western House of Refuge for Juvenile Delinquents,'" which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

By unanimous consent,

Mr. Heath, from a special committee, reported by bill entitled "An act to amend chapter 143 of the Laws of 1846, entitled 'An act to authorize the establishment of a house of refuge for juvenile delinquents in Western New York,'" which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

The bill entitled "An act to provide for the valuation of life insurance policies and obligations connected therewith," having been announced for a third reading,

Mr. Maher moved to amend said bill as follows :

In section 2, line 3, after the word "to," strike out the word "all."

Same section, line 6, after the word "annum," insert the words "and in no case under this act shall capital stock be considered as a liability of a company."

Same section, line 7, after the word "its," strike out the words "capital stock or."

In section 4, line 1, strike out the word "January," and insert the words "December thirty."

Same section, line 2, strike out the word "five," and insert the word "seven."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 82 }
} NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Heath	Locke, L. R.	Pierson
Allen	Craig	Howe	Maher	Pratt
Baker	Curtis	Howland	McCabe	Price
Barnes	Dean	Hubbell	McDonald	Priddy
Barager	Dibble	Husted	Moore	Rice
Becker	Dimmick	Johnson, G. R.	Mullaney	Roche
Binder	Donohue	Jones	Murray	Seeber
Boyce	Earl	Joyce	Nagle	Shoemaker
Boynton	Ely	Kelly	Nash	Smith, W. E.
Brogan	Erwin	Kittle	Nason	Sweet
Brown, C. W.	Farrell	Kneeland	Noxon	Van Allen
Brown, J. H.	Garbutt	Kruse	Odell	Van Cott
Burns	Geddes	Lewis	Oliver	Van Duzer
Cady	Hall	Lindsay	Osborne	Veeder
Cartwright	Hasbrouck	Littlejohn	Otis	Whiteman
Clarke	Haskell	Locke, S. D.	Palmer	Wilcox
Clinton	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted, from the committee on the judiciary, reported by bill entitled "An act to release the interest of the people of the State of New York in and to certain moneys arising upon the sale of certain property made by order of the Supreme Court in two certain actions in foreclosure to Thomas Mott and Elizabeth Platts," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Heath, Int. No. 1112, entitled "An act to amend chapter 122 of the Laws of 1851, entitled 'An act for the incorporation of building, mutual loan and accumulating fund associations,'" reported the same for the consideration of the House, and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1110, entitled "An act to amend an act entitled 'An act to provide for the organization and regulation of certain business corporations,'" reported in favor of the passage of the same, with the title amended so as to read "An act supplementary to chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations,'" which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Husted, Int. No. 1111, entitled "An act to amend an act entitled 'An act for the relief of corporations organized under general laws,' passed April 5, 1870," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to amend chapter 135 of the Laws of 1870, entitled 'An act for the relief of corporations organized under general laws,'" which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 254), reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend section 528 of the Code of Criminal Procedure of the State of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was substituted for the Assembly bill No. 328 on the same subject, now on the order of third reading of bills.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to tax gifts, legacies and collateral inheritances in certain cases," reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

By unanimous consent,

Mr. Erwin (by request) introduced a bill entitled "An act relating to State lands in Putnam county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Noxon, Int. No. 1073, entitled "An act to provide for a public sewer in Spring street, in the village of Saratoga Springs," reported favorably thereto, with amendments, which report was agreed to and said bill committed to the committee of the whole.

On motion of Mr. Donohue, at 10 o'clock and 30 minutes, the House adjourned.

TUESDAY, MAY 6, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of yesterday was read and approved.

Mr. Roosevelt gave notice that, at some future day, he would move to suspend Rules 41 and 43 so that he might move to a third reading and final passage Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," by a majority vote, and without prior consideration in the committee of the whole.

The Senate sent for concurrence the bills entitled as follows:

"An act to amend chapter 220 of the Laws of 1866, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Noxon, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Erwin	Hubbell	Nash	Roosevelt
Bailey	Farnum	Hunt	Nason	Rosenthal
Baker	Farrell	Husted	Nelson	Scott
Barager	Forsyth	Johnson, G. R.	Noxon	Seeber
Binder	Garbutt	Johnson, S. W.	Odell	Sipp
Boyce	Haggerty	Jones	O'Neil	Smith, W. E.
Boynton	Hall	Joyce	Osborne	Smith, C.
Brown, C. W.	Hasbrouck	Kelly	Otis	Sweet

Cartwright	Hawkins	Kent	Owen	Tremper
Childs	Heath	Kneeland	Palmer	Van Allen
Clarke	Hendricks	Lewis	Pierson	Van Cott
Craig	Higgins	Lindsay	Pratt	Van Duzer
Curtis	Hodges	McCabe	Price	Veeder
Darragh	Horton	Murphy	Priddy	Whiteman
Dibble	Howe	Murray	Rice	Wilcox
Donnelly	Howland	Nagle	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' passed July 1, 1882," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to provide for rebuilding the bridges in Columbia and Fayette streets, over the Chenango canal, in the city of Utica, and for changing the grade of the streets at such points," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

Mr. Beckwith gave notice that, at some future day, he would move to suspend Rule 37, in order that Assembly bill No. 750, entitled 'An act to amend 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880," may be ordered to a third reading without being considered in the committee of the whole.

The Senate returned the bill entitled "An act to legalize certain proceedings of the board of trustees of the village of Greenbush, in Rensselaer county, State of New York, in adopting a certain resolution authorizing the election of a police justice in said village, and to legalize the election of said police justice," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, lines 4 and 5, strike out the words "it be determined, and it is hereby determined, that there shall be."

Line 5, after the word "justice," insert the words "should be."

Lines 7 and 8, strike out the words "which said election was held on the first day of May, 1883."

Line 8, strike out the word "that."

Line 9, strike out the word "said."

Line 10, after the word "three," strike out the balance of the section, and insert the words "are hereby ratified and confirmed."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Beckwith	Erwin	Husted	Nelson
Allen	Darragh	Higgins	Locke, S. D.	Price
Bailey	Dibble	Hodges	Locke, L. R.	Priddy
Baker	Dimmick	Howland	McCabe	Rice
Baker	Dreiss	Hubbell	Miles	Roche
Barager	Duffy]	Hunt	Nagle	Scott

Seeber	Curtis	Johnson, G. R.	Noxon	Shoemaker
Binder	Farrell	Jones	Oliver	Sipp
Boyce	Forsyth	Joyce	O'Neil	Smith, W. E.
Boynton	Geddes	Kelly	Osborne	Taylor
Butler	Haggerty	Kent	Otis	Van Allen
Cartwright	Hall	Kneeland	Owen	Van Cott
Childs	Harpending	Lewis	Palmer	Van Duzer
Clarke	Hawkins	Lindsay	Pierson	Whiteman
Clinton	Heath	Littlejohn	Pratt	Wilcox
Coffey	Hendricks			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. Joyce offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 348, entitled "An act to provide the city of Utica with pure and wholesome water," be recommitted to the committee on affairs of cities, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to amend an act entitled 'An act concerning pawnbrokers,'" having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, the title was amended so as to read as follows :

"An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers.'"

On motion of Mr. Oliver, said bill was laid aside.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hubbell	McDonald	Roosevelt
Allen	Donohue	Husted	Miles	Rosenthal
Baker	Duffy	Johnson, G. R.	Moore	Scott
Barnes	Erwin	Johnson, S. W.	Murphy	Seeber
Barager	Forsyth	Jones	Murray	Shoemaker
Becker	Geddes	Kelly	Nagle	Sipp
Beckwith	Hall	Kent	Nash	Smith, W. E.
Binder	Harpending	Kittle	Nelson	Sweet
Boyce	Hasbrouck	Kneeland	Noxon	Taylor
Boynton	Haskell	Kruse	Oliver	Van Allen
Brown, C. W.	Hawkins	Lewis	Otis	Van Cott
Butler	Heath	Lindsay	Owen	Van Duzer
Clinton	Higgins	Littlejohn	Pierson	Veeder
Craig	Hodges	Locke, S. D.	Pratt	Walrath
Curtis	Howe	Locke, L. R.	Price	Whiteman
Darragh	Howland	McCabe	Priddy	Wilcox
Dibble				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Scott offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 610, entitled "An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mt. Morris,' and to amend, revise and consolidate the subsequent acts amendatory thereof."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to declaring certain contracts for the sale, purchase or transfer of personal property to be construed as bets or wagers under the operation of the Penal Code," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dreiss	Hubbell	Nash	Roche
Allen	Duffy	Hunt	Noxon	Roosevelt
Bailey	Farnum	Husted	Odell	Rosenthal
Barnes	Farrell	Johnson, G. R.	Oliver	Scott
Barager	Forsyth	Johnson, S. W.	O'Neil	Seeber
Beckwith	Garbutt	Jones	Osborne	Shoemaker
Binder	Hall	Kelly	Otis	Sipp
Boyce	Harpending	Kneeland	Owen	Smith, W. E.
Boynton	Hasbrouck	Lewis	Palmer	Taylor
Curtis	Hawkins	Littlejohn	Pierson	Tremper
Darragh	Heath	Locke, S. D.	Pratt	Van Allen
Dibble	Horton	Miles	Price	Van Cott
Dimmick	Howe	Moore	Priddy	Veeder
Donnelly	Howland	Nagle	Rice	Walrath
Donohue				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 346 of the Laws of 1878, entitled 'An act relative to the collection of taxes and assessments in the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Littlejohn	Priddy
Allen	Curtis	Hawkins	Locke, S. D.	Rice
Bailey	Dayton	Heath	Locke, L. R.	Roche
Baker	Dean	Higgins	McCabe	Roosevelt
Barnes	Dibble	Horton	Moore	Rosenthal
Barager	Dimmick	Howe	Murray	Scott
Becker	Donohue	Howland	Nagle	Seeber
Beckwith	Dreiss	Husted	Nash	Shoemaker
Binder	Duffy	Johnson, S. W.	Nelson	Sipp
Boyce	Earl	Jones	Odell	Smith, W. E.
Boynton	Erwin	Joyce	Oliver	Taylor
Briggs	Forsyth	Kelly	O'Neil	Van Allen
Burns	Garbutt	Kent	Osborne	Van Cott
Butler	Geddes	Kittle	Otis	Van Duzer
Cady	Haggerty	Kneeland	Owen	Veeder
Childs	Hall	Kruse	Palmer	Walrath
Clarke	Harpending	Lewis	Pierson	Whiteman
Clinton	Hasbrouck	Lindsay	Pratt	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, of Assembly bill No. 610, entitled "An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mount Morris, and to amend, revise and consolidate the subsequent acts amendatory thereof,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The bill entitled "An act to define the boundary along Hemlock lake between the towns of Canadice, in the county of Ontario, and Conesus, in the county of Livingston," having been announced for a third reading,

Mr. Scott moved to amend as follows:

Insert as section 2 the following:

"§ 2. Nothing in this act contained shall affect any action commenced, or any right of action acquired involving the question of the true location of the boundary line between the said towns of Conesus and Canadice prior to the passage of this act."

Change section 2 to section 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 13 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haskell	Lindsay	Rice
Allen	Clinton	Higgins	McCabe	Roche
Baker	Craig	House	Miles	Roosevelt

Barnes	Curtis	Howe	Moore	Rosenthal
Becker	Dibble	Howland	Murray	Seeber
Binder	Dimmick	Jackson	Nelson	Smith, W. E.
Boyce	Dreiss	Johnson, G. R.	Odell	Sweet
Boynton	Earl	Jones	O'Neil	Taylor
Brown, C. W.	Ely	Joyce	Osborne	Van Allen
Brown, J. H.	Erwin	Kelly	Pierson	Van Cott
Butler	Forsyth	Kent	Pratt	Veeder
Cady	Geddes	Kittle	Price	Walrath
Cartwright	Haggerty	Kneeland	Priddy	Wilcox
Childs				

Those who voted in the negative, were

Darragh	Hodges	Littlejohn	Owen	Scott
Dayton	Hunt	Nash	Palmer	Zimmerman
Hall	Kruse	Oliver		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Clarke offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return of Assembly bill No. 244, entitled "An act to alter and change the lines of Mott avenue, and Trinity or Delmonico place in the Twenty-third ward in the city of New York," for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 339 of the Laws of 1883, entitled 'An act concerning pawnbrokers,'" having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, the same was amended as follows:

Section 1, line 8, engrossed bill, after the word "as," insert the word "furniture."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hodges	Locke, L. R.	Palmer
Baker	Dimmick	Horton	McCabe	Pierson
Barnes	Donnelly	House	McDonald	Pratt
Becker	Dreiss	Howe	Miles	Priddy
Beckwith	Duffy	Howland	Moore	Roche
Binder	Earl	Hunt	Mullaney	Roosevelt
Boyce	Ely	Jackson	Murphy	Scott
Briggs	Erwin	Johnson, S. W.	Murray	Shoemaker
Brown, C. W.	Forsyth	Jones	Nagle	Smith, W. E.
Clarke	Geddes	Joyce	Nash	Sweet
Clinton	Haggerty	Kent	Nelson	Van Allen

Craig	Hall	Kittle	Odell	Van Cott
Curtis	Haskell	Kneeland	Oliver	Walrath
Darragh	Hawkins	Lewis	Osborne	Wilcox
Dayton	Higgins	Lindsay	Owen	Zimmerman

For the negative,
Boynton

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act in relation to the office of the clerk of the city and county of New York," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out section 4 and insert in lieu thereof the following:

"§ 4. The fees for searching in the office of the said clerk shall be as follows: For searching the dockets of judgments and decrees, and transcripts of decrees, fifteen cents per year; for searching all other matters of record he may be required to search, for five cents per year respectively; for returning in his search any judgment or other matter of lien, five cents each."

Section 5, line 4, strike out the word "ten," and insert the word "five."

Mr. Roosevelt moved to concur in the amendments of the Senate.

Mr. W. E. Smith offered as a substitute for said motion of Mr. Roosevelt, that the Assembly do non-concur in the amendments of the Senate; that a committee of conference be appointed on the part of the Assembly, and a like committee be requested on the part of the Senate.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said substitute as offered by Mr. W. E. Smith, and it was determined in the negative.

{ AYES 26 }
{ NOES 65 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Higgins	McDonald	Rice
Allen	Duffy	Jackson	Miles	Roche
Barnes	Farrell	Johnson, G. R.	Murray	Smith, W. E
Brown, J. H.	Forsyth	Lewis	Nagle	Van Cott
Craig	Haggerty	McCabe	Osborne	Whiteman
Dimmick				

Those who voted in the negative, were

Bailey	Dayton	Hodges	Littlejohn	Pratt
Baker	Dean	House	Locke, S. D.	Price
Barager	Dreiss	Howe	Locke, L. R.	Priddy
Becker	Erwin	Howland	Moore	Roosevelt
Beckwith	Garbutt	Hubbell	Nash	Rosenthal
Binder	Geddes	Hunt	Nelson	Seeber
Boyce	Hall	Husted	Noxon	Shoemaker
Boynton	Harpending	Jones	Odell	Sweet
Brown, C. W.	Hasbrouck	Kelly	Oliver	Taylor
Butler	Haskell	Kent	O'Neil	Van Allen
Cartwright	Hawkins	Kittle	Owen	Van Duzer
Childs	Heath	Kneeland	Palmer	Zimmerman
Curtis	Hendricks	Kruse	Pierson	*Speaker

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Roosevelt, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	House	Locke, L. R.	Pratt
Bailey	Dayton	Howe	McCabe	Price
Baker	Dean	Howland	McDonald	Priddy
Barnes	Dreiss	Hubbell	Miles	Roosevelt
Barager	Earl	Hunt	Moore	Rosenthal
Becker	Erwin	Husted	Murray	Scott
Beckwith	Forsyth	Jackson	Nagle	Seeber
Binder	Garbutt	Johnson, G. R.	Nash	Shoemaker
Boyce	Geddes	Jones	Nelson	Sipp
Boynton	Hall	Kelly	Noxon	Taylor
Brown, C. W.	Harpending	Kent	Odell	Van Allen
Brown, J. H.	Hasbrouck	Kittle	Oliver	Van Cott
Butler	Haskell	Kneeland	O'Neil	Van Duzer
Cartwright	Hawkins	Kruse	Osborne	Walrath
Childs	Heath	Lewis	Owen	Wilcox
Clarke	Hendricks	Littlejohn	Palmer	Zimmerman
Craig	Hodges	Locke, S. D.	Pierson	Speaker
Curtis	Horton			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

Mr. House moved to reconsider the vote by which Senate bill No. 97, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was passed.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Kruse	Palmer
Allen	Darragh	Hawkins	Lewis	Pierson
Bailey	Dayton	Heath	Littlejohn	Price
Baker	Dean	Hendricks	Locke, S. D.	Priddy
Barnes	Dibble	Higgins	Locke, L. R.	Rice
Barager	Dimmick	Hodges	McCabe	Rosenthal
Becker	Donnelly	Horton	Miles	Seeber
Beckwith	Donohue	House	Moore	Shoemaker
Binder	Earl	Howe	Murray	Sipp
Boyce	Ely	Howland	Nagle	Smith, W. E.
Brown, C. W.	Erwin	Hunt	Nash	Smith, C.
Brown, J. H.	Farrell	Husted	Nelson	Sweet
Butler	Forsyth	Johnson, G. R.	Noxon	Van Allen
Cady	Garbutt	Jones	Odell	Van Cott
Cartwright	Geddes	Kelly	Oliver	Van Duzer

Childs	Haggerty	Kent	O'Neil	Whiteman
Clarke	Hall	Kittle	Osborne	Wilcox
Clinton	Harpending	Kneeland	Owen	Zimmerman
Craig	Hasbrouck			

Those who voted in the negative, were
Hubbell Mullaney

On motion of Mr. House, said bill was amended as follows :

In section 1, line 18, engrossed Senate bill, after the words "to be used for public market purposes," insert the words "for such term of years with such covenants and for such annual rental as in their judgment shall be for the best interests of the city."

Also, add at the end of section 2 the words "and for such purpose the comptroller is hereby authorized to issue revenue bonds of the city of New York for such amounts as may be approved by the commissioners of the sinking fund."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hendricks	Lindsay	Palmer
Bailey	Dean	Horton	Littlejohn	Pierson
Baker	Dibble	House	Locke, S. D.	Pratt
Barnes	Donnelly	Howe	Locke, L. R.	Price
Barager	Earl	Howland	McCabe	Priddy
Becker	Ely	Hubbell	McDonald	Rice
Beckwith	Erwin	Hunt	Miles	Roche
Binder	Forsyth	Jackson	Moore	Scott
Boyce	Garbutt	Johnson, G. R.	Mullaney	Shoemaker
Brown, C. W.	Geddes	Johnson, S. W.	Nagle	Sipp
Brown, J. H.	Haggerty	Jones	Nash	Sweet
Butler	Hall	Kelly	Nelson	Van Allen
Cartwright	Harpending	Kent	Noxon	Van Cott
Clarke	Hasbrouck	Kittle	Odell	Van Duzer
Clinton	Haskell	Kneeland	Oliver	Walrath
Craig	Hawkins	Kruse	O'Neil	Wilcox
Curtis	Heath	Lewis	Osborne	Zimmerman
Darragh				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, of Assembly bill No. 244, entitled "An act to alter and change the lines of Mott avenue and Trinity or Delmonico place in the Twenty-third ward in the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the Senate bill No. 313, entitled "An act to regulate the manner of contracting, auditing and paying certain charges against the county of Albany," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate bill entitled "An act making an appropriation for the payment of awards made by the Board of Claims," having been announced for a third reading,

Mr. Littlejohn moved to amend as follows :

"Section 1, lines 7 and 8, engrossed bill, strike out the words "ten thousand two hundred and fifty-six dollars and twenty cents," and insert in place thereof the words "fourteen thousand and sixty dollars."

Also, by striking out the last paragraph of said section as follows : "To Henry Clair as lessee of the Metropolitan Hotel in the city of New York, for use of rooms for hearing investigations and for rooms and board of members of sundry legislative committees two thousand five hundred dollars, awarded by said board January 22, 1884, and for interest thereon twenty-nine dollars and sixteen cents," and adding in place thereof the following :

"To Charles A. Van Benthuyzen, for engrossing on stone and printing plates of the Natural History of the State of New York, under contracts as provided by chapter 212 of the Laws of 1847, and chapter 717 of the Laws of 1868, three thousand and eight dollars and sixty-four cents, awarded by said board April 10, 1884.

"To Edward M. Moore for services in performing a surgical operation upon and in the treatment of Peter McCue, a convict in the Auburn State prison, seven hundred dollars, awarded by said board April 10, 1884.

"To George Talbot and William Richardson, for the use of a scow at Buffalo, New York, four hundred dollars, awarded by said board April 10, 1884.

"To William C. Steele, for services in taking Senate documents to the post-office during the session of 1883, three hundred and seventy-five dollars, awarded by said board April 10, 1884.

"To William J. Hammond and Charles W. Mosher, for money paid to the district attorney of Saratoga county for lumber and timber upon the claim that it was the property of the State under the tax sale of 1877, which tax sale was declared void by the Comptroller of the State, five hundred and forty-four dollars and twenty-five cents, awarded by said board January 22, 1884, and for interest thereon eight dollars and seven cents.

"To James H. McCarthy, for the services of Hudson C. Tanner as stenographer to sub-committee of the Senate committee on affairs of cities in the underground telegraph investigation, and as stenographer to the Senate committee on affairs of cities in the investigation of the department of public works of the city of New York in the year 1882, the claim therefor having been assigned to the said James H. McCarthy, five hundred and fifty dollars, awarded by said board April 30, 1884.

"To Hudson C. Tanner, for services as stenographer to the Senate committee on insurance in 1882 in the investigation of receiverships, seven hundred and forty-seven dollars, awarded by said board April 30, 1884."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Littlejohn, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Horton	McCabe	Pierson
Bailey	Donnelly-	House	McDonald	Priddy
Baker	Dreiss	Howe	Miles	Roche
Barager	Duffy	Howland	Moore	Shoemaker
Becker	Earl	Hubbell	Mullaney	Sipp
Beckwith	Erwin	Husted	Murphy	Smith, W. E.
Binder	Forsyth	Johnson, G. R.	Murray	Smith, C.
Boyce	Garbutt	Johnson, S. W.	Nagle	Sweet
Boynton	Geddes	Jones	Nash	Taylor
Brown, C. W.	Haggerty	Kelly	Nelson	Van Allen
Brown, J. H.	Hall	Kent	Noxon	Van Cott
Cartwright	Harpending	Kittle	Odell	Van Duzer
Clarke	Haskell	Kneeland	Oliver	Veeder
Clinton	Hawkins	Kruse	O'Neil	Walrath
Craig	Heath	Lewis	Osborne	Whiteman
Curtis	Hendricks	Littlejohn	Owen	Wilcox
Darragh	Higgins	Locke, S. D.	Palmer	Zimmerman
Dean	Hooley	Locke, L. R.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to create a school commission, and to define and regulate its powers and duties," having been announced for a third reading,

On motion of Mr. Hunt, and by unanimous consent, the same was amended as follows:

Section 2, line 7, after the words "so that," insert the word "it."

Same section, line 12, change the word "systems," to "system."

Mr. Van Cott moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 28 }

Those who voted in the affirmative, were

Ackroyd	Dean	Howe	Littlejohn	Pierson
Allen	Dibble	Howland	Locke, S. D.	Price
Baker	Dimmick	Hubbell	Locke, L. R.	Rice
Becker	Dreiss	Hunt	McCabe	Roosevelt
Beckwith	Ely	Husted	Miles	Seeber
Boynton	Erwin	Johnson, G. R.	Moore	Smith, W. E.
Brown, C. W.	Forsyth	Johnson, S. W.	Nash	Sweet
Brown, J. H.	Geddes	Jones	Nelson	Taylor
Butler	Haggerty	Kelly	Odell	Van Allen
Cartwright	Hall	Kent	O'Neil	Van Duzer
Clinton	Hawkins	Kneeland	Osborne	Walrath
Craig	Heath	Kruse	Otis	Wilcox
Curtis	Hendricks	Lewis	Owen	Speaker
Darragh	Higgins	Lindsay		

Those who voted in the negative, were

Bailey	Garbutt	McDonald	Palmer	Sipp
Binder	Harpending	Mullaney	Roche	Smith, C.
Dayton	Hasbrouck	Murphy	Rosenthal	Van Cott
Donnelly	Haskell	Murray	Scott	Veeder
Donohue	Jackson	Nagle	Shoemaker	Whiteman
Duffy	Kittle	Noxon		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Roosevelt offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That Joint Rule No. 20 be suspended for the remainder of this session so far as it applies to Assembly bill No. 759, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting the local government of the city of New York.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 33 }

Those who voted in the affirmative, were

Ackroyd	Ely	Howland	Lindsay	Priddy
Bailey	Erwin	Hubbell	Littlejohn	Rice
Barager	Garbutt	Hunt	Locke, S. D.	Roosevelt
Becker	Geddes	Husted	Locke, L. R.	Smith, W. E.
Beckwith	Harpending	Johnson, S. W.	McCabe	Sweet
Brown, C. W.	Hasbrouck	Jones	Nash	Taylor
Brown, J. H.	Haskell	Joyce	Nelson	Tremper
Cartwright	Hawkins	Kelly	Noxon	Van Allen
Curtis	Heath	Kent	Odell	Van Duzer
Dayton	Hendricks	Kittle	O'Neil	Walrath
Dibble	Hodges	Kneeland	Otis	Wilcox
Dimmick	Horton	Kruse	Palmer	Zimmerman
Dreiss	Howe	Lewis	Price	Speaker

Those who voted in the negative, were

Allen	Donnelly	McDonald	Owen	Shoemaker
Barnes	Donohue	Mullaney	Pierson	Sipp
Binder	Duffy	Murphy	Roche	Smith, C.
Boynton	Forsyth	Murray	Rosenthal	Van Cott
Clarke	Haggerty	Nagle	Scott	Veeder
Craig	Hall	Oliver	Seeber	Whiteman
Darragh	Johnson, G. R.	Osborne		

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Husted moved that the Assembly bill entitled "An act locating the offices of the several town clerks in the State of New York," be recommitted to the committee on internal affairs, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to provide for adjusting and enforcing the claim of the town of Corning against the New York, Lackawanna and Western Railway Company by reason of the construction of the railway of said company upon and along that portion of a highway of said town running through the Chemung Narrows, and appointing commissioners for that purpose," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Locke, S. D.	Roosevelt
Allen	Dean	Horton	Locke, L. R.	Rosenthal
Baker	Dimmick	Howland	Mullaney	Scott
Barnes	Donnelly	Hubbell	Murray	Seeber
Barager	Dreiss	Hunt	Nagle	Shoemaker
Becker	Duffy	Husted	Nash	Sipp
Beckwith	Ely	Johnson, G. R.	Noxon	Smith, W. F.
Binder	Erwin	Johnson, S. W.	Odell	Sweet
Boyce	Forsyth	Jones	Oliver	Taylor
Boynton	Garbutt	Kelly	O'Neil	Tremper
Brown, C. W.	Geddes	Kent	Osborne	Van Allen
Brown, J. H.	Haggerty	Kittle	Otis	Van Duzer
Cartwright	Hall	Kneeland	Palmer	Veeder
Clarke	Harpending	Kruse	Pierson	Walrath
Clinton	Haskell	Lewis	Price	Whiteman
Craig	Hawkins	Lindsay	Pridy	Wilcox
Curtis	Heath	Littlejohn	Roche	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Wilcox moved to take from the table Assembly bill Int. No. 1008, not printed, entitled "An act to amend chapter 508, Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments.'"

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

The question being on concurring with the amendments made by the Senate to said bill,

Mr. Wilcox moved that the Assembly do non-concur in said amendments, that a committee of conference be appointed on the part of the Assembly, and a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Wilcox, Erwin, Taylor, Rice and Boynton.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in their amendments to said bill, have appointed a committee of conference thereon, and request a like committee on the part of the Senate.

The bill entitled "An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate

and lessen the expense of the transfer of land and dealing therewith in certain cities of this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Dean	Howe	McDonald	Priddy
Bailey	Dibble	Howland	Miles	Rice
Baker	Dimmick	Husted	Mullaney	Roche
Barager	Donnelly	Johnson, G. R.	Nagle	Roosevelt
Becker	Donohue	Johnson, S. W.	Nash	Rosenthal
Beckwith	Dreiss	Jones	Nelson	Seeber
Binder	Earl	Joyce	Noxon	Shoemaker
Boyce	Ely	Kent	Odell	Sipp
Boynton	Erwin	Kittle	Oliver	Smith, W. E.
Brown, J. H.	Forsyth	Kneeland	O'Neil	Sweet
Cartwright	Garbutt	Kruse	Osborne	Tremper
Clarke	Geddes	Lewis	Otis	Van Cott
Clinton	Haggerty	Lindsay	Owen	Van Duzer
Craig	Hall	Littlejohn	Palmer	Walrath
Curtis	Harpending	Locke, S. D.	Pierson	Whiteman
Darragh	Hawkins	Locke, L. R.	Price	Wilcox
Dayton	Heath			

Those who voted in the negative, were

Hasbrouck	Hodges	Scott	Van Allen
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Shoemaker, in accordance with a notice previously given, moved to suspend Rule 41 in order that Assembly bill No. 760, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," may be ordered to a third reading by a majority vote without being first considered in the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 65 }
{ NOES 12 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	McCabe	Priddy
Baker	Dibble	Heath	Miles	Rice
Barnes	Dimmick	Howe	Murray	Roche
Barager	Duffy	Howland	Nash	Roosevelt
Binder	Earl	Hubbell	Nelson	Scott
Boyce	Ely	Husted	Noxon	Seeber
Boynton	Erwin	Johnson, G. R.	Odell	Shoemaker
Brown, C. W.	Forsyth	Kelly	O'Neil	Sweet
Brown, J. H.	Garbutt	Kent	Osborne	Van Allen
Cartwright	Geddes	Kneeland	Otis	Van Cott
Clinton	Haggerty	Lindsay	Owen	Walrath
Curtis	Hall	Littlejohn	Palmer	Whiteman
Dayton	Harpending	Locke, S. D.	Pierson	

Those who voted in the negative, were

Butler	Johnson, S. W.	Oliver	Sipp	Tremper
Donohue	Kittle	Rosenthal	Taylor	Wilcox
Hasbrouck	Nagle			

Mr. Shoemaker moved that the committee of the whole be discharged from the further consideration of Assembly bill No. 760, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Littlejohn, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill, printed No. 701, entitled "An act in relation to certified copies of documents in the office of the board of railroad commissioners, the fees to be charged therefor, and providing for a seal for the use of the board," and the same was ordered to a third reading.

The Senate returned the bill entitled "An act to authorize the board of fire commissioners of the city of New York to inquire into and determine the claim of George Nunn to be placed upon the pension-roll of the fire department of said city," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 3, after the name of "George Nunn," insert "and William H. Wilson."

Line 14, after the name of "George Nunn," insert "and William H. Wilson."

Amend the title by inserting after the name of "George Nunn" the words "and William H. Wilson."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hendricks	Littlejohn	Pierson
Allen	Donnelly	Higgins	Locke, S. D.	Pratt
Baker	Donohue	Hodges	Locke, L. R.	Priddy
Barnes	Dreiss	Horton	McCabe	Rice
Barager	Duffy	Howe	McDonald	Roosevelt
Becker	Earl	Howland	Miles	Rosenthal
Beckwith	Ely	Hubbell	Murray	Scott
Binder	Erwin	Hunt	Nagle	Seeber
Boyce	Forsyth	Husted	Nash	Shoemaker
Boynton	Garbutt	Jones	Noxon	Sweet
Brown, C. W.	Geddes	Joyce	Odell	Taylor
Brown, J. H.	Haggerty	Kelly	Oliver	Tremper
Cartwright	Hall	Kent	O'Neil	Van Allen
Clinton	Harpending	Kittle	Osborne	Van Cott
Craig	Hasbrouck	Kneeland	Otis	Van Duzer
Curtis	Haskell	Kruse	Owen	Walrath
Dean	Hawkins	Lewis	Palmer	Whiteman
Dibble	Heath	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act requiring district attorneys of the several counties of the State to execute bonds for the faithful accounting and transfer of all moneys, as the law directs, that may come into their hands in the execution of the duties of their office," with a message that they have concurred in the passage of the same, with the following amendment:

Section 2, line 2, after the word "Erie," insert the words "New York."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Heath	Kruse	Otis
Allen	Dean	Hendricks	Lewis	Owen
Bailey	Dibble	Higgins	Lindsay	Palmer
Baker	Dimmick	Hodges	Littlejohn	Pierson
Barnes	Donnelly	Horton	Locke, S. D.	Pratt
Barager	Dreiss	Howe	Locke, L. R.	Priddy
Becker	Earl	Howland	McCabe	Rice
Beckwith	Ely	Hubbell	McDonald	Roche
Binder	Erwin	Husted	Miles	Scott
Boynton	Forsyth	Jackson	Nagle	Seeber
Brown, C. W.	Garbutt	Johnson, G. R.	Nash	Shoemaker
Brown, J. H.	Geddes	Johnson, S. W.	Nelson	Sipp
Cartwright	Haggerty	Joyce	Noxon	Sweet
Clarke	Hall	Kelly	Oliver	Tremper
Clinton	Harpending	Kent	O'Neil	Van Allen
Craig	Haskell	Kittle	Osborne	Van Cott
Curtis	Hawkins	Kneeland		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read in the words following:

IN SENATE, May 5, 1884.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to provide for the proper removal of stable manure from the city of New York."

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Cullen, and by unanimous consent, the same was amended as follows:

Section 1, lines 6, 7 and 8, strike out the words "and south of Ninety-eighth street until such time as it can be removed from the city at the least possible cost to the citizens thereof."

And as amended passed, re-engrossed and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk*.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Heath	Kruse	Otis
Allen	Dean	Hendricks	Lewis	Owen
Baker	Dibble	Higgins	Lindsay	Pierson
Barnes	Dimmick	Hodges	Locke, S. D.	Priddy
Barager	Donnelly	House	Locke, L. R.	Rice
Becker	Dreiss	Howe	McCabe	Roche
Beckwith	Earl	Howland	McDonald	Roosevelt
Binder	Ely	Hubbell	Miles	Seeber
Boyce	Erwin	Husted	Moore	Shoemaker
Boynton	Forsyth	Johnson, G. R.	Mullaney	Sipp
Brown, C. W.	Garbutt	Johnson, S. W.	Murphy	Smith, C.
Brown, J. H.	Geddes	Jones	Nagle	Sweet
Cartwright	Haggerty	Joyce	Nash	Tremper
Childs	Hall	Kelly	Noxon	Van Cott
Clarke	Harpending	Kent	Odell	Van Duzer
Clinton	Hasbrouck	Kittle	Oliver	Walrath
Craig	Haskell	Kneeland	Osborne	Whiteman
Curtis	Hawkins			

For the negative,

Van Allen

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Lindsay	Pierson
Allen	Dibble	Higgins	Littlejohn	Priddy
Baker	Dimmick	Hodges	Locke, S. D.	Rice
Barnes	Donnelly	Horton	Locke, L. R.	Roche
Barager	Donohue	House	McCabe	Rosenthal
Becker	Dreiss	Howe	McDonald	Scott
Beckwith	Duffy	Howland	Miles	Seeber
Binder	Earl	Hubbell	Moore	Shoemaker
Boyce	Ely	Hunt	Mullaney	Sipp
Boynton	Erwin	Husted	Murphy	Smith, C.
Brown, C. W.	Forsyth	Johnson, S. W.	Nagle	Sweet
Brown, J. H.	Geddes	Jones	Noxon	Tremper
Cartwright	Haggerty	Kelly	Oliver	Van Cott
Clarke	Hall	Kent	Osborne	Van Duzer
Clinton	Harpending	Kneeland	Otis	Walrath
Craig	Hawkins	Kruse	Owen	Whiteman
Curtis	Heath	Lewis	Palmer	Wilcox

For the negative,

Van Allen

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same.

"An act to amend chapter 326 of the Laws of 1881, entitled 'An act to amend chapter 318 of the Laws of 1880, entitled An act to

amend chapter 410 of the Laws of 1878, entitled 'An act to improve Flushing avenue, Long Island City.'"

"An act further to amend chapter 203 of the Laws of 1881, entitled 'An act to authorize the burial of the bodies of any honorably discharged soldier, sailor or marine who shall hereafter die without leaving means sufficient to defray funeral expenses.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

"An act in relation to the rights and liabilities of married women."

Ordered, That the clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to amend the charter of the city of Rochester as contained in chapter 14 of the Laws of 1880," with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That Senate bill No. 9, entitled "An act to amend chapter 369 of the Laws of 1881, entitled 'An act to provide for the performance of services in the Supreme Court and Court of Appeals by stenographers,'" be returned to the Governor.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker presented a communication from the Superintendent of the Capitol ; which was laid upon the table and ordered printed.

(*See Doc. No. 166.*)

The Senate returned the bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" with a message that they have concurred in the passage of the same, with the following amendments :

Section 2, lines 2, 3 and 4, engrossed bill, strike out the words "having a population of twenty thousand or over, as shown by the last census."

Add as section 4 the following :

"§ 4. In grateful recognition of the services, sacrifices and sufferings of persons who served in the army or navy of the United States in the late war, and have been honorably discharged therefrom, they shall be preferred for appointments to positions in the civil service of the State, and of the cities affected by this act over other persons of equal standing as ascertained under this act and the act hereby amended, and a person thus preferred shall not be disqualified from holding any position in said civil service on account of his age, nor by reason of any physical disability, provided such disability does not render him incompetent to perform the duties of the position applied for."

Mr. Clinton moved that the Assembly do non-concur in the amendments of the Senate ; that a committee of conference be appointed on the part of the Assembly and a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Clinton, Curtis, Roosevelt, Welch and Church.

Ordered, That the Clerk return said bill to the Senate, with a message that they have non-concurred in the passage of the same, have appointed a committee of conference thereon, and request a like committee on the part of the Senate.

The Senate bill entitled "An act to amend chapter 490 of the Laws of 1883, entitled 'An act to provide new reservoirs, dams and a new aqueduct, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 48 }

Those who voted in the affirmative, were

Baker	Dean	Hendricks	Kruse	Priddy
Barager	Dibble	Hodges	Lewis	Scott
Becker	Dreiss	Horton	Littlejohn	Seeber
Beckwith	Forsyth	House	Locke, S. D.	Shoemaker
Binder	Garbutt	Howland	Locke, L. R.	Sipp
Boyce	Geddes	Hubbell	Noxon	Sweet
Boynton	Haggerty	Hunt	Oliver	Taylor
Brown, J. H.	Hall	Husted	Osborne	Van Allen
Cartwright	Hasbrouck	Joyce	Palmer	Van Cott
Clinton	Haskell	Kittle	Pierson	Van Duzer
Craig	Hawkins	Kneeland	Price	Whiteman
Curtis	Heath			

Those who voted in the negative, were

Ackroyd	Donnelly	Howe	Murphy	Roche
Allen	Donohue	Johnson, G. R.	Murray	Roosevelt
Barnes	Duffy	Johnson, S. W.	Nagle	Rosenthal
Brown, C. W.	Earl	Kelly	Nelson	Smith, W. E.
Butler	Ely	Kent	Odell	Smith, C.
Childs	Erwin	Lindsay	O'Neil	Tremper
Clarke	Farrell	McCabe	Otis	Veeder
Darragh	Harpending	McDonald	Owen	Walrath
Dayton	Higgins	Moore	Rice	Wilcox
Dimmick	Hooley	Mullaney		

Mr. Van Allen moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Rice in the chair.

The Senate sent for concurrence the bills entitled as follows :

"An act to incorporate the Uniformed Veterans of the Twenty-third regiment, Fourth brigade, Second division, National Guard, State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

"An act to provide for the return to the proper county of undischarged paupers who have or shall have escaped therefrom," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Duzer, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 329 of the Laws of 1883, entitled 'An act to provide for organizing in the Supreme Court five general terms thereof, and for the election of justices of that court in addition to the justices now in office,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Boynton, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

On motion of Mr. Husted, said bill was committed to the committee on the judiciary, retaining its place on the order of third reading of bills.

"An act to authorize the common council of the city of Syracuse to pay certain liabilities incurred by the board of education of said city, and to raise the amount thereof by tax," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hendricks, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend the Code of Criminal Procedure of the State of New York" (§§ 579 and 580), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act authorizing the opening of a channel or canal between the waters of Shinnecock bay and those of Peconic bay, in the county of Suffolk," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hawkins, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to release the interest of the people of the State of New York in and to certain real estate in the town of Jamaica, Queens county, of which Eliza R. McHugh died seized, to Mary May," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Darragh, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act for the removal of refuse matter from the city of New York," which was read the first time, and by unanimous consent

was also read the second time, and referred to the committee on affairs of cities.

"An act to amend an act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," being chapter 410 of the Laws of 1882," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, said bill was substituted for Assembly bill No. 766, now on the order of third reading of bills.

"An act for the relief of the heirs at law of Mijamin Griswold, deceased, Jesse Owen and Henry Baker, and to authorize the board of auditors of the town of Chemung, Chemung county, to audit and allow the claims of Jesse Owen and Henry Baker, survivors of Mijamin Griswold, bridge commissioners of the town of Chemung, for expenses incurred in constructing and repairing the suspension bridge across the Chemung river, in the town of Chemung, and to levy a tax for the amount thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend subdivision 8 of section 4 of title 1 of chapter 13 of part 1 of the Revised Statutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to provide for submitting a proposed amendment to the Constitution to the electors of the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 636 of the Laws of 1867, entitled 'An act authorizing the New York Society for the Relief of the Ruptured and Crippled to hold real and personal estate,' as amended by chapter 37 of the Laws of 1877," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend the Code of Civil Procedure" (§§ 2302, 2304, 2306 to 2319), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend the Code of Criminal Procedure" (§ 49), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 518 of the Laws of 1883, entitled 'An act to improve and regulate the use of Fourth avenue at Ninety-eighth street in the city of New York,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Higgins, said bill was substituted for the Assembly bill Int. No. 1105, now on the order of third reading of bills.

"An act to provide for the appointment of five hundred additional

patrolmen in the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to repeal certain acts and parts of acts therein named, so far as the same relate to or apply to or within the city and county of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, said bill was substituted for Assembly bill, Int. No. 535, now on the order of third reading of bills.

Concurrent resolution proposing an amendment to section 11 of article 8 of the Constitution, prohibiting the loan or use of public money for private purposes, and restricting the indebtedness of counties, cities, towns and villages," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, said bill was substituted for the Assembly bill No. 673, now on general orders, and the same was then ordered to a third reading.

Mr. Hubbell gave notice that, on some future day, he would move to suspend Rule 41 for the purpose of having an act entitled "An act to regulate the penalties attached to the violation of the excise law" (Assembly bill, printed No. 280), ordered to a third reading by a majority vote.

On motion of Mr. House, a call of the roll was ordered to ascertain if a quorum was present, when the following members responded :

Ackroyd	Dimmick	Higgins	Miles	Roche
Baker	Donnelly	Horton	Moore	Rosenthal
Barager	Donohue	House	Mullaney	Scott
Binder	Dreiss	Hubbell	Murphy	Seeber
Boyce	Farnum	Husted	Nash	Sipp
Boynton	Farrell	Johnson, S. W.	Nelson	Smith, W. E.
Brown, C. W.	Garbutt	Joyce	Noxon	Smith, C.
Burns	Geddes	Kelly	Odell	Sweet
Butler	Haggerty	Kneeland	O'Neil	Van Allen
Cartwright	Hall	Lewis	Osborne	Van Cott
Coffey	Hasbrouck	Lindsay	Otis	Van Duzer
Darragh	Hawkins	Littlejohn	Palmer	Whiteman
Dean	Heath	Locke, S. D.	Priddy	Wilcox
Dibble	Hendricks	McDonald	Rice	Zimmerman 70

On motion of Mr. C. W. Brown, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, not printed, being "An act to amend the charter of the village of Norwich, Chenango county," and the same was ordered to a third reading.

On motion of Mr. Ackroyd, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 755, entitled "An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," and the same was ordered to a third reading.

Mr. Husted moved to substitute Senate bill No. 242, entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" for Assembly bill No. 767, entitled "An act to amend

chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'” now on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

“An act to incorporate the city of Ithaca.”

“An act to regulate the sale at public auction of goods, wares and merchandise in unincorporated villages.”

“An act to repeal chapter 196 of the Laws of 1882, entitled ‘An act to confer further power on the boards of supervisors.’”

“An act to amend chapter 10 of the Laws of 1859, entitled ‘An act to amend the act entitled An act to revise, amend and consolidate the several acts relating to the village of Whitesboro,’ and several amendments thereto.”

“An act for the encouragement and protection of hedges or live fences.”

“An act to incorporate the College of Pharmacy of the city of New York.”

“An act to facilitate the transfer of stocks and registered bonds.”

“An act to amend chapter 611 of the Laws of 1875, entitled ‘An act to provide for the organization and regulation of certain business corporations.’”

“An act to exempt the county of Chenango from the provisions and operations of chapter 346 of the Laws of 1883, entitled ‘An act to provide for the construction, care, maintenance, preservation and repair of public bridges over streams or other waters forming the boundary lines of counties, and to apportion the expense thereof.’”

“An act to provide for the transfer of securities and property of bankrupt corporations to the receivers of such corporations.”

“An act to amend chapter 490 of the Laws of 1883, entitled ‘An act to provide new reservoirs, dams and a new aqueduct, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water.’”

“An act making an appropriation for the payment of awards made by the Board of Claims.”

“An act to amend chapter 287 of the Laws of 1879, entitled ‘An act to provide for the formation of county and town co-operative insurance companies.’”

“An act to repeal chapter 113 of the Laws of 1883, entitled ‘An act in relation to alterations of highways, streets or bridges in incorporated villages.’”

“An act to amend chapter 410 of the Laws of 1882, entitled ‘An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,’ in relation to the commissioners of accounts, New York city.”

“An act in relation to the incorporation of villages.”

“An act re-appropriating an unexpended balance of a sum appropriated by chapter 133 of the Laws of 1883, for the purpose of providing for the premiums and other expenses of investment of certain funds of the State.”

“An act to provide for the sprinkling of streets and to defray the

expense thereof by taxation, in the town of Cobleskill, Schoharie county, New York."

"An act to amend chapter 639 of the Laws of 1868, entitled 'An act to amend the act incorporating the village of Phoenix, in the county of Oswego,' and the several acts amendatory thereof."

"An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein."

"An act to extend and define the powers of the Collateral Loan Association."

"An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo."

"An act to repeal certain acts and parts of acts therein named, so far as the same relate to, or apply to or within the city and county of New York."

"An act to amend chapter 349 of the Laws of 1872, entitled 'An act to authorize the appointment of commissioners to fix the grade and improve sidewalks, and open and improve streets in the town of New Lots, Kings county.'"

"An act to annex to the city of Brooklyn the town of New Lots, and to provide for its government."

"An act to define the boundary along Hemlock lake between the towns of Canadice, in the county of Ontario, and Conesus, in the county of Livingston."

"An act to authorize the board of supervisors of Kings county to make suitable provision to reimburse John Cunningham for all legitimate costs, counsel fees and expenses which were incurred by him in and about a certain action brought against him while holding the office of commissioner of charities for the county of Kings."

"An act to authorize the comptroller of the city of New York to examine the claim of Robert T. Bailey and to audit and pay the amount that may justly be due."

"An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State, in counties containing over 300,000 inhabitants."

"An act to establish the pier line on the Brooklyn shore of the East river, between Bushwick and Newtown creeks."

"An act to amend the Code of Civil Procedure."

"An act to amend subdivision 2 of section 191 of the Code of Civil Procedure."

"An act to amend section 521 of the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend section 1103 of the Code of Civil Procedure."

"An act to authorize the raising and expenditure of money for improving the condition of streets and avenues in the city of Brooklyn."

"An act to amend the Code of Civil Procedure."

"An act to amend section 2234 of the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Criminal Procedure."

"An act to amend section 59 of the Code of Civil Procedure."

"An act to provide for the support of the fire department, and to regulate the salaries of certain officers of the city of Syracuse, and to revise the charter of said city."

"An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873."

"An act to amend an act entitled 'An act to provide for a larger, purer and permanent supply of water for the city of Cohoes,' and to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856, and the amendments of the same, passed May 17, 1883."

"An act to legalize the official acts and proceedings of William H. H. Davis, a justice of the peace of the town of Bolton, Warren county."

"An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' Exchange.'"

"An act to extend the length of the pier in the North or Hudson river between West Forty-first and Forty-second streets, New York city."

The Senate bill entitled "An act to provide for the appointment of commissioners to prepare and report to the Legislature a bill to facilitate and lessen the expense of the transfer of land and dealing therewith in certain cities of this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	House	Miles	Roche
Bailey	Dreiss	Howe	Mullaney	Rosenthal
Baker	Erwin	Howland	Murray	Seeber
Barnes	Farnum	Hubbell	Nagle	Shoemaker
Binder	Forsyth	Husted	Nash	Sipp
Boynton	Garbutt	Johnson, G. R.	Nelson	Smith, W. E.
Brown, C. W.	Haggerty	Johnson, S. W.	Noxon	Sweet
Brown, J. H.	Hall	Joyce	Oliver	Taylor
Butler	Harpending	Kelly	O'Neil	Tremper
Cartwright	Hasbrouck	Kent	Osborne	Van Cott
Clarke	Haskell	Kneeland	Otis	Van Duzer
Clinton	Hawkins	Lewis	Owen	Veeder
Coffey	Heath	Lindsay	Palmer	Westfall
Curtis	Hendricks	Littlejohn	Pierson	Whiteman
Darragh	Higgins	Locke, S. D.	Priddy	Wilcox
Dimmick	Hodges	McDonald	Rice	Zimmerman

For the negative,

Van Allen

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 141 of the Laws of 1871, entitled 'An act to abolish tolls on certain roads and bridges in the towns of Newtown and Flushing, in the county of Queens, and provide compensation therefor.'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	House	Murphy	Rosenthal
Bailey	Donnelly	Howe	Murray	Scott
Baker	Donohue	Howland	Nagle	Seeber
Barnes	Dreiss	Hubbell	Nash	Shoemaker
Barager	Duffy	Husted	Noxon	Sipp
Binder	Erwin	Johnson, S. W.	Odell	Smith, W. E.
Boyce	Farnum	Joyce	Oliver	Smith, C.
Brown, C. W.	Garbutt	Kelly	Osborne	Sweet
Burns	Geddes	Kent	Otis	Taylor
Cartwright	Haggerty	Kneeland	Palmer	Tremper
Childs	Hall	Kruse	Pierson	Van Allen
Clarke	Harpending	Lewis	Pratt	Van Cott
Clinton	Haskell	Littlejohn	Price	Veeder
Craig	Heath	Locke, S. D.	Priddy	Whiteman
Curtis	Hendricks	McDonald	Rice	Wilcox
Darragh	Higgins	Moore	Roche	Zimmerman
Dibble	Hodges	Mullaney		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Horton	Mullaney	Roosevelt
Bailey	Donnelly	Howland	Murphy	Rosenthal
Barager	Donohue	Hubbell	Murray	Scott
Becker	Dreiss	Hunt	Nagle	Seeber
Binder	Duffy	Husted	Nash	Shoemaker
Boyce	Erwin	Johnson, S. W.	Noxon	Sipp
Boynton	Farnum	Kelly	Odell	Smith, W. E.
Brown, C. W.	Forsyth	Kent	Oliver	Smith, C.
Burns	Garbutt	Kneeland	Osborne	Sweet
Butler	Hall	Kruse	Otis	Taylor
Cartwright	Harpending	Lewis	Palmer	Van Allen
Clarke	Hasbrouck	Lindsay	Pierson	Van Cott
Clinton	Haskell	Littlejohn	Pratt	Van Duzer
Coffey	Heath	Locke, S. D.	Priddy	Whiteman
Curtis	Hendricks	Locke, L. R.	Rice	Wilcox
Darragh	Higgins	McDonald	Moore	Zimmerman
Dibble	Hodges	Miles		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish a State Board of Pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 14 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hendricks	Moore	Roche
Bailey	Darragh	Higgins	Murphy	Rosenthal
Baker	Dean	House	Murray	Shoemaker
Barager	Dibble	Hubbell	Nagle	Sipp
Becker	Dimmick	Husted	Nash	Smith, W. E.
Binder	Donnelly	Johnson, S. W.	Noxon	Smith, C.
Boyce	Duffy	Kelly	Odell	Taylor
Brown, C. W.	Farnum	Kent	Oliver	Tremper
Burns	Garbutt	Kittle	Osborne	Van Cott
Cartwright	Geddes	Kneeland	Palmer	Veeder
Clarke	Haggerty	Lewis	Pierson	Whiteman
Clinton	Harpending	Lindsay	Pratt	Wilcox
Coffey	Hasbrouck	Locke, L. R.	Priddy	Zimmerman
Craig	Heath	McDonald	Rice	

Those who voted in the negative, were

Boynton	Hodges	Hunt	Otis	Sweet
Forsyth	Horton	Littlejohn	Scott	Van Allen
Hall	Howland	Locke, S. D.	Seeber	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the comptroller of the city of Brooklyn to redeem certain tax certificates," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hasbrouck	Kittle	Roche
Allen	Darragh	Haskell	Kneeland	Rosenthal
Bailey	Dayton	Heath	Kruse	Scott
Baker	Dibble	Hendricks	Lindsay	Seeber
Barager	Dimmick	Higgins	Littlejohn	Shoemaker
Becker	Donnelly	Hodges	McDonald	Sipp
Binder	Dreiss	Horton	Moore	Smith, W. E.
Boyce	Duffy	Howland	Murphy	Smith, C.
Boynton	Erwin	Hubbell	Odell	Sweet
Brown, C. W.	Farnum	Hunt	Oliver	Tremper

Burns	Forsyth	Husted	Osborne	Van Allen
Butler	Garbutt	Johnson, S. W.	Otis	Van Cott
Cartwright	Geddes	Jones	Palmer	Van Duzer
Clarke	Haggerty	Joyce	Pierson	Veeder
Clinton	Hall	Kelly	Priddy	Wilcox
Coffey	Harpending	Kent	Rice	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the consolidation of manufacturing corporations," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Locke, S. D.	Priddy
Bailey	Dimmick	Horton	McDonald	Rice
Baker	Donnelly	Howland	Miles	Rosenthal
Barager	Dreiss	Hubbell	Moore	Seeber
Binder	Duffy	Husted	Mullaney	Shoemaker
Boyce	Garbutt	Johnson, S. W.	Murray	Sipp
Boynton	Geddes	Kelly	Nagle	Smith, C.
Brown, C. W.	Haggerty	Kent	Noxon	Taylor
Brown, J. H.	Hall	Kittle	Odell	Van Allen
Burns	Harpending	Kneeland	Oliver	Van Cott
Butler	Haskell	Lewis	Osborne	Veeder
Clinton	Heath	Lindsay	Otis	Whiteman
Coffey	Hendricks	Littlejohn	Pratt	Zimmerman
Dayton	Higgins			

For the negative,

Erwin

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 170 of the Laws of 1866, entitled 'An act to incorporate the village of Montezuma,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	House	McCabe	Rice
Baker	Dean	Howe	McDonald	Roche
Barager	Dimmick	Howland	Miles	Seeber
Binder	Donnelly	Hubbell	Moore	Shoemaker
Boyce	Farnum	Husted	Murphy	Sipp
Boynton	Forsyth	Johnson, G. R.	Murray	Smith, W. E.
Brown, C. W.	Garbutt	Johnson, S. W.	Nash	Smith, C.
Brown, J. H.	Geddes	Kelly	Noxon	Sweet

Burns	Haggerty	Kneeland	Odell	Van Allen
Butler	Hall	Kruse	Oliver	Van Cott
Clarke	Harpending	Lewis	O'Neil	Van Duzer
Clinton	Hasbrouck	Lindsay	Osborne	Veeder
Coffey	Hawkins	Littlejohn	Pratt	Whiteman
Craig	Heath	Locke, S. D.	Price	Wilcox
Curtis	Hendricks	Locke, L. R.	Priddy	Zimmerman
Darragh	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 547 of the Laws of 1855, entitled 'An act allowing illegitimate children to inherit real and personal property in certain cases,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 11 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haskell	Locke, L. R.	Osborne
Allen	Clinton	Heath	McDonald	Otis
Baker	Craig	Hendricks	Miles	Pratt
Barager	Dimmick	Higgins	Moore	Price
Becker	Donnelly	House	Mullaney	Priddy
Binder	Dreiss	Howland	Murphy	Rice
Boyce	Duffy	Hunt	Murray	Roche
Boynton	Erwin	Johnson, G. R.	Nagle	Roosevelt
Brogan	Farrell	Johnson, S. W.	Nash	Rosenthal
Brown, C. W.	Forsyth	Kelly	Nelson	Smith, W. E.
Brown, J. H.	Haggerty	Kent	Noxon	Van Cott
Burns	Harpending	Lindsay	Odell	Van Duzer
Butler	Hasbrouck	Littlejohn	Oliver	Veeder

Those who voted in the negative, were

Bailey	Horton	Hubbell	Scott	Smith, C.
Dayton	Howe	Kittle	Sipp	Van Allen
Hall				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Brooklyn City Railroad Company to grant, sell and convey to the Broadway Railroad Company of Brooklyn, and the Broadway Railroad Company of Brooklyn to purchase of the Brooklyn City Railroad Company all the right, title and interest of the Brooklyn City Railroad Company in the Cypress Hill extension, so-called, in the town of New Lots, in the county of Kings, and the real estate hitherto used in connection therewith," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Littlejohn	Pratt
Allen	Curtis	Hendricks	Locke, L. R.	Price
Bailey	Dean	Higgins	McDonald	Priddy
Baker	Dibble	House	Miles	Rice
Barager	Dimmick	Howland	Moore	Roche
Binder	Donnelly	Hunt	Mullaney	Roosevelt
Boyce	Dreiss	Johnson, G. R.	Nelson	Seeber
Boynton	Erwin	Johnson, S. W.	Noxon	Shoemaker
Brown, C. W.	Farnum	Jones	Odell	Sipp
Brown, J. H.	Forsyth	Joyce	Oliver	Smith, W. E.
Burns	Garbutt	Kelly	O'Neil	Sweet
Butler	Geddes	Kittle	Osborne	Tremper
Cady	Haggerty	Kneeland	Otis	Van Allen
Clarke	Hall	Kruse	Owen	Van Cott
Clinton	Harpending	Lewis	Pierson	Van Duzer
Coffey	Haskell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act fixing the salaries of the stenographers of the Supreme Court in and for the fifth judicial district," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	McDonald	Rice
Allen	Dimmick	Higgins	Miles	Roosevelt
Baker	Donnelly	Hodges	Moore	Rosenthal
Barager	Dreiss	Horton	Murray	Scott
Becker	Duffy	Howe	Nagle	Shoemaker
Binder	Erwin	Howland	Nelson	Smith, W. E.
Boyce	Farnum	Johnson, G. R.	Noxon	Sweet
Boynton	Felter	Johnson, S. W.	Odell	Taylor
Brown, C. W.	Forsyth	Kelly	Oliver	Tremper
Burns	Garbutt	Kent	O'Neil	Van Allen
Butler	Hall	Kittle	Osborne	Van Cott
Clarke	Harpending	Kneeland	Otis	Van Duzer
Craig	Hasbrouck	Kruse	Owen	Veeder
Curtis	Haskell	Lewis	Pierson	Whiteman
Darragh	Hawkins	Littlejohn	Price	Zimmerman
Dayton	Heath	Locke, L. R.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to provide for the support of the fire department, and to regulate the salaries of certain officers of the city of Syracuse, and to revise the charter of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hawkins	Kneeland	O'Neil
Allen	Dean	Heath	Kruse	Osborne
Bailey	Dibble	Hendricks	Lewis	Owen
Baker	Donnelly	Higgins	Lindsay	Price
Barager	Dreiss	Hodges	Littlejohn	Rice
Becker	Duffy	Horton	Locke, S. D.	Roche
Binder	Erwin	Howe	Locke, L. R.	Roosevelt
Boyce	Farnum	Howland	McDonald	Shoemaker
Boynton	Felter	Hubbell	Miles	Sipp
Brown, C. W.	Forsyth	Hunt	Murphy	Smith, W. E.
Burns	Garbutt	Husted	Murray	Sweet
Clarke	Geddes	Johnson, G. R.	Nash	Taylor
Clinton	Hall	Johnson, S. W.	Nelson	Van Allen
Coffey	Harpending	Jones	Noxon	Van Cott
Craig	Hasbrouck	Kelly	Odell	Veeder
Darragh	Haskell	Kittle	Oliver	Whiteman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize and direct the Secretary of State to compile and publish the general and special laws relating to the poor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Heath	Lindsay	Pierson
Bailey	Dibble	Hendricks	Littlejohn	Pratt
Baker	Dimmick	Higgins	Locke, S. D.	Rice
Barnes	Donnelly	Hodges	Locke, L. R.	Roche
Becker	Dreiss	Horton	McCabe	Roosevelt
Beckwith	Duffy	House	Moore	Seeber
Binder	Erwin	Howland	Mullaney	Shoemaker
Boyce	Farnum	Hubbell	Murphy	Sipp
Boynton	Felter	Hunt	Nagle	Smith, W. E.
Brown, C. W.	Forsyth	Husted	Nash	Sweet
Cartwright	Garbutt	Johnson, G. R.	Nelson	Taylor
Clarke	Geddes	Jones	Noxon	Van Allen
Clinton	Haggerty	Joyce	Odell	Van Cott
Coffey	Hall	Kelly	Oliver	Veeder
Craig	Harpending	Kittle	O'Neil	Walrath
Curtis	Hasbrouck	Kneeland	Osborne	Whiteman
Darragh	Haskell	Kruse	Owen	Zimmerman
Dayton	Hawkins	Lewis		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to regulate the publication of notices by the county treasurer of Rensselaer county of sales of real estate for unpaid taxes, and for redemptions from such sales," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Donohue	Horton	Locke, L. R.	Roosevelt
Bailey	Dreiss	House	McDonald	Rosenthal
Baker	Duffv	Howe	Miles	Scott
Barager	Erwin	Howland	Mullaney	Seeber
Becker	Farnum	Hubbell	Murphy	Shoemaker
Binder	Felter	Hunt	Murray	Sipp
Boyce	Forsyth	Husted	Nagle	Smith, W. E.
Brown, C. W.	Garbutt	Johnson, S. W.	Nash	Sweet
Cartwright	Geddes	Jones	Nelson	Taylor
Clarke	Haggerty	Kelly	Noxon	Tremper
Clinton	Hall	Kent	Odell	Van Allen
Craig	Harpending	Kittle	Oliver	Van Cott
Darragh	Haskell	Kneeland	Osborne	Van Duzer
Dayton	Hawkins	Kruse	Otis	Veeder
Dean	Heath	Lewis	Owen	Whiteman
Dibble	Hendricks	Lindsay	Pierson	Wilcox
Dimmick	Higgins	Littlejohn	Rice	Zimmerman
Donnelly	Hodges	Locke, S. D.	Roche	

For the negative,

McCabe

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act fixing certain fees of the sheriff of the county of Rensselaer,' passed April 7, 1858," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Lindsay	Priddy
Allen	Dibble	Higgins	Littlejohn	Rice
Baker	Dimmick	Hodges	Locke, S. D.	Roche
Barager	Donnelly	Hooley	Locke, L. R.	Rosenthal
Becker	Donohue	Horton	McCabe	Scott
Beckwith	Dreiss	Howland	McDonald	Seeber
Binder	Duffy	Hubbell	Miles	Shoemaker
Boyce	Erwin	Hunt	Moore	Sipp
Brown, C. W.	Farnum	Husted	Mullaney	Smith, W. E.
Brown, J. H.	Felter	Johnson, S. W.	Murray	Sweet
Butler	Forsyth	Jones	Nash	Taylor
Cartwright	Garbutt	Joyce	Nelson	Tremper
Clarke	Geddes	Kelly	Noxon	Van Allen
Clinton	Haggerty	Kent	Odell	Van Cott
Coffey	Hall	Kittle	Oliver	Van Duzer
Craig	Harpending	Kneeland	Osborne	Veeder
Curtis	Hasbrouck	Kruse	Owen	Whiteman
Darragh	Hawkins	Lewis	Pratt	Zimmerman
Dayton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the commissioners of public parks in the city of New York to change the name of the Reservoir square in the said city of New York to Bryant park," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Kittle	Owen
Allen	Curtis	Heath	Kneeland	Priddy
Bailey	Dean	Hendricks	Kruse	Rice
Baker	Dibble	Higgins	Lewis	Roche
Barnes	Dimmick	Horton	Lindsay	Seeber
Barager	Donnelly	House	Littlejohn	Shoemaker
Becker	Duffy	Howe	Locke, S. D.	Sipp
Beckwith	Erwin	Howland	Locke, L. R.	Smith, W. E.
Binder	Farnum	Hubbell	McCabe	Sweet
Boyce	Felter	Hunt	Moore	Taylor
Boynton	Forsyth	Husted	Murray	Tremper
Brown, C. W.	Garbutt	Johnson, G. R.	Nash	Van Allen
Brown, J. H.	Geddes	Johnson, S. W.	Nelson	Van Cott
Butler	Haggerty	Jones	Odell	Van Duzer
Cartwright	Hall	Joyce	Oliver	Veeder
Clarke	Harpending	Kelly	O'Neil	Whiteman
Clinton	Hasbrouck	Kent	Osborne	Zimmerman
Coffey				

For the negative,

Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the New York Cancer Hospital," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hodges	Lindsay	Priddy
Allen	Donnelly	Hooley	McCabe	Rice
Bailey	Duffy	Horton	McDonald	Roche
Baker	Erwin	House	Miles	Rosenthal
Barager	Farnum	Howe	Mullaney	Seeber
Becker	Farrell	Howland	Murray	Shoemaker
Binder	Felter	Hunt	Nagle	Sipp
Boyce	Forsyth	Husted	Nash	Smith, W. E.
Brown, C. W.	Garbutt	Jackson	Nelson	Sweet
Brown, J. H.	Geddes	Johnson, G. R.	Noxon	Tremper

Cartwright	Haggerty	Johnson, S. W.	Odell	Van Allen
Clarke	Hall	Jones	Oliver	Van Cott
Clinton	Harpending	Kelly	Osborne	Veeder
Curtis	Hawkins	Kent	Otis	Wilcox
Dean	Hendricks	Kneeland	Owen	Zimmerman
Dibble	Higgins	Lewis	Pierson	

Those who voted in the negative, were

Boynton	Dayton	Kruse	Littlejohn
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. O'Neil offered, for the consideration of the House, a resolution in the words following:

Resolved, That from this date only one member be permitted within the Clerk's desk at the same time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to incorporate the College of Pharmacy of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Kneeland	Owen
Allen	Darragh	Hawkins	Kruse	Palmer
Bailey	Dean	Heath	Lewis	Pierson
Baker	Dimmick	Hendricks	Littlejohn	Price
Barager	Donnelly	Higgins	Locke, S. D.	Priddy
Becker	Donohue	Hodges	Locke, L. R.	Rice
Binder	Duffy	Horton	McDonald	Roche
Boyce	Earl	Howe	Miles	Roosevelt
Boynton	Erwin	Howland	Moore	Seeber
Briggs	Farnum	Husted	Mullaney	Shoemaker
Brown, C. W.	Farrell	Johnson, G. R.	Nash	Sipp
Brown, J. H.	Felter	Johnson, S. W.	Noxon	Smith, W. E.
Cartwright	Forsyth	Jones	Odell	Van Allen
Clarke	Garbutt	Kelly	O'Neil	Van Cott
Clinton	Geddes	Kent	Osborne	Wilcox
Coffey	Hall	Kittle	Otis	Zimmerman
Craig	Harpending			

For the negative,

Hubbell

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 24 of chapter 679 of the Laws of 1871, entitled 'An act to amend an act entitled An act to supply the village of Watertown with pure and wholesome water, and for other purposes,' passed March 22, 1853, and the several acts amendatory thereof," having been announced for a third reading,

On motion of Mr. Seeber, and by unanimous consent, the same was amended by adding at the end of section 1 the following: "And it shall be the duty of the said water commissioners of the city of Watertown to supply with water the hydrants and public fountains, and also all public buildings and public schools used by the said city."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Kittle	Rice
Allen	Curtis	Hendricks	Kneeland	Roche
Bailey	Dean	Higgins	Lewis	Roosevelt
Baker	Dibble	Hodges	Littlejohn	Scott
Barnes	Dreiss	House	Locke, S. D.	Seeber
Barager	Erwin	Howe	Miles	Shoemaker
Becker	Farnum	Howland	Moore	Sipp
Beckwith	Felter	Hubbell	Nash	Smith, W. E.
Binder	Forsyth	Hunt	Noxon	Sweet
Boyce	Garbutt	Husted	Oliver	Taylor
Boynton	Geddes	Jackson	O'Neil	Tremper
Brown, C. W.	Haggerty	Johnson, G. R.	Osborne	Van Allen
Brown, J. H.	Hall	Johnson, S. W.	Otis	Van Duzer
Butler	Harpending	Jones	Owen	Veeder
Cartwright	Haskell	Kelly	Pierson	Wilcox
Clarke	Hawkins	Kent	Priddy	Zimmerman
Clinton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate sent for concurrence the following resolution :

Resolved, That a respectful message be sent to the Assembly for the return of Senate bill No. 53, entitled "An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' passed July 1, 1882."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate.

The Senate bill entitled "An act laying out public places and parks and parkways in the Twenty-third and Twenty-fourth wards of the city of New York, and in the adjacent district in Westchester county, and authorizing the taking of the lands for the same," having been announced for a third reading,

Mr. Roche moved to amend section 12 so as to read as follows :

"§ 12. The board of street opening and improvement in the city of New York, for and in behalf of the mayor, aldermen and commonalty of the city of New York, is hereby authorized, whenever it shall deem it for the public interest so to do, to acquire title for the use of the public to the whole or any part or parts of the following-described premises, viz. : All those pieces or parcels of land situate in the Seventh ward of the city of New York, which, taken together, are bounded on the north by Cherry street, on the west by Jackson street, and on the east and south by the East river, and to any premises contiguous to the tract above described, provided that the entire area of land so taken shall not exceed ten acres."

Also, add the following sections :

“§ 13. Whenever the said board shall have decided it to be for the public interest to acquire the title to any of the lands referred to in the foregoing section, it shall forthwith make application to the Supreme Court in the first judicial district for the appointment of commissioners of estimate and assessment, specifying in such application the lands required for the purpose of a public park, and the proceedings to acquire title to such lands shall be had pursuant to such acts as shall then be in force relative to the opening of streets, avenues, roads and public squares and places in the city of New York, which said acts, so far as the same are not inconsistent with the provisions of this chapter, are hereby made applicable to the public park so to be laid out by the said board of street opening and improvement, in the same manner and to the same extent as though the said public park had been originally laid down as and for a public park by the commissioners appointed in and by the act entitled ‘An act relative to improvements touching the laying out of streets and roads in the city of New York, and for other purposes,’ passed April 3, 1807 (the map or plan of the city being hereby altered to conform to any action taken under this law), except that the commissioners of estimate and assessment who may be appointed as herein provided may assess for the opening of such park all such parties and persons, lands and tenements as they may deem to be benefited by such improvement, to the extent of benefit as determined by them, provided that not more than one-half of the amount awarded for damages and of the expense attending such opening shall be so assessed, and the amount of such damages and expenses so assessed shall be paid by the mayor, aldermen and commonalty of the city of New York in the manner herein-after provided. The moneys collected upon such assessment shall be paid into the sinking fund for the redemption of the city debt. The damages awarded shall become due and payable within two months after the final confirmation of the report of the said commissioners of estimate and assessment, unless the court shall, by order, stay such payment pending appeal. No compensation shall be allowed for any building, erection or construction which at any time after a map of the land to be taken for such public park, certified by a majority of the members of the said board of street opening and improvement, shall have been filed in triplicate, one in the office of the Secretary of State, one in the office of the register in the city and county of New York, and one in the office of the department of public parks, may be built, erected or placed, in part or in whole, upon any part of the lands embraced within the limits of such proposed park as exhibited on the said map. It shall be the duty of the counsel to the corporation to perform all legal services required in such proceedings without additional compensation therefor.

“§ 14. Upon the completion of the proceedings for the acquisition of the lands herein referred to, the mayor, aldermen and commonalty of the city of New York, through and by its department of public parks, shall proceed to convert the same into a public park, and shall maintain the same as such.

“§ 15. For the payment of the expenses of acquiring the said lands the comptroller of the city of New York is hereby authorized and directed to create and cause to be issued, in the name and behalf of the city of New York, bonds payable in not more than ten years, and redeemable at any time not less than one year after the date of the

issue thereof, which bonds shall be a charge upon the said city, and shall bear interest at a rate not exceeding five per centum per annum. In each year the board of estimate and apportionment shall make provision for the payment of the interest upon such bonds and of one-tenth of the whole amount thereof, and in each year the comptroller of the city of New York shall, by lot, select and designate one-tenth of the whole amount of such bonds, and shall pay the same upon presentation to him; and interest upon any bond so designated shall cease to accrue at the expiration of two months after the number of such bond so designated, together with an appropriate notice of the fact of such designation, shall have been published in the *City Record*.

“§ 16. This act shall take effect immediately.”

Amend the title to said act by adding thereto the following: “and also to make provision for a public park in the Seventh ward of the city of New York, including therein all necessary alterations of the map or plan of said city, the acquisition of land for such park, and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvements.”

Mr. Husted moved the previous question.

Mr. Speaker put the question, “Shall the main question be now put?” and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Roche, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 21 }

Those who voted in the affirmative, were

Bailey	Dibble	Howe	McDonald	Rice
Baker	Dimmick	Howland	Mullaney	Seeber
Barager	Erwin	Hubbell	Nash	Shoemaker
Becker	Felter	Hunt	Noxon	Smith, W. E.
Boyce	Garbutt	Husted	Odell	Sweet
Boynton	Geddes	Jackson	Oliver	Tremper
Brown, C. W.	Hall	Johnson, S. W.	O'Neil	Van Allen
Brown, J. H.	Harpending	Jones	Osborne	Van Duzer
Butler	Hasbrouck	Kelly	Otis	Veeder
Clarke	Haskell	Kent	Owen	Walrath
Clinton	Hawkins	Kneeland	Pierson	Whiteman
Craig	Heath	Kruse	Pratt	Wilcox
Curtis	Hendricks	Littlejohn	Price	Zimmerman
Dayton	Horton	Locke, S. D.	Priddy	Speaker
Dean	House	Locke, L. R.		

Those who voted in the negative, were

Ackroyd	Donnelly	Farrell	Lindsay	Roosevelt
Binder	Dreiss	Forsyth	McCabe	Rosenthal
Burns	Duffy	Johnson, G. R.	Nagle	Sipp
Coffey	Earl	Kittle	Roche	Van Cott
Darragh				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The hour of 6 o'clock having arrived, the House, pursuant to resolution, adjourned.

WEDNESDAY, MAY 7, 1884.

The House met pursuant to adjournment.

Mr. Erwin in the chair.

Prayer by the Rev. J. Wolfendon.

Mr. Van Cott moved to approve the journal of yesterday without reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate sent for concurrence the bills entitled as follows :

"An act to exempt certain property of the Henry Keep Home of the city of Watertown from taxation," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act to amend section 5 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies, as amended by section 1 of chapter 116 of the Laws of 1872,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dimmick, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend the Penal Code" (§ 514), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend the Code of Civil Procedure" (§ 2391), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to improve the condition and operations of the sinking fund of the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to repeal chapter 324 of the Laws of 1883, entitled 'An act to provide for the sprinkling of streets and to defray the expense thereof by taxation in the village of Norwich, Chenango county, New York,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of villages.

"An act supplemental to chapter 444 of the Laws of 1877, entitled 'An act to repeal an act entitled 'An act to alter the map or plan of the city of New York by laying out thereon a parade ground, and to authorize the taking of the same,' passed April 20, 1871, and to provide for the payment of compensation for loss and damage to certain owners of land affected by said act,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to authorize the common council of the city of Lockport to raise by tax money to pay the present indebtedness of the city other than its bonds and for local improvements," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Dreiss, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Harpending	Lewis	Roche
Barnes	Curtis	Hasbrouck	Lindsay	Rosenthal
Barager	Dean	Hawkins	Locke, S. D.	Scott
Beckwith	Dibble	Heath	Maher	Seeber
Binder	Dimmick	Higgins	Odell	Shoemaker
Boyce	Dreiss	Hodges	Olin	Sipp
Boynton	Earl	Howe	O'Neil	Smith, W. E.
Brown, C. W.	Erwin	Howland	Osborne	Sweet
Burns	Farnum	Hunt	Otis	Taylor
Butler	Farrell	Husted	Owen	Van Allen
Cady	Felter	Jackson	Palmer	Van Cott
Cartwright	Forsyth	Johnson, S. W.	Pierson	Van Duzer
Childs	Garbutt	Jones	Pratt	Walrath
Church	Geddes	Kelly	Price	Whiteman
Clapp	Haggerty	Kent	Rice	Wilcox
Coffey	Hall	Kruse		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bill :

“An act to amend section 1 of chapter 40 of the Laws of 1848, entitled ‘An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes.’”

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the amendments of the Assembly thereto :

“An act to regulate the defense of suicide by life insurance companies in cases of insanity.”

Ordered, That the Clerk return said bill to the Senate.

The privileges of the floor were extended to Charles A. Flammer.

The bill entitled “An act to incorporate the city of Ithaca,” having been announced for a third reading,

On motion of Mr. Cady, said bill was laid aside.

The bill entitled “An act to regulate the sale at public auction of goods, wares and merchandise in unincorporated villages,” having been announced for a third reading,

On motion of Mr. Husted, said bill was laid aside.

The bill entitled “An act to release to Ann Anderson of the town of Deerfield, Oneida county, New York, the title and interest of the people of the State of New York in and to certain real estate in the town of Deerfield, Oneida county, New York,” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

Barager	Duffy	Hubbell	Mullaney	Seeber
Beckwith	Earl	Hunt	Nagle	Shoemaker
Binder	Ely	Husted	Nash	Sipp
Boyce	Erwin	Jobs	Nason	Smith, W. E.
Boynton	Farnum	Johnson, G. R.	Odell	Sweet
Brown, C. W.	Felter	Johnson, S. W.	Oliver	Taylor
Burns	Garbutt	Jones	O'Neil	Van Allen
Butler	Geddes	Joyce	Osborne	Van Cott
Cartwright	Haggerty	Kelly	Otis	Van Duzer
Childs	Hall	Kneeland	Owen	Veeder
Clapp	Hasbrouck	Kruse	Palmer	Walrath
Coffey	Haskell	Lewis	Pierson	Westfall
Craig	Hawkins	Littlejohn	Pratt	Whiteman
Curtis	Heath	Locke, S. D.	Priddy	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with De Long."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Hubbell	Moore	Rice
Baker	Dreiss	Husted	Mullaney	Roche
Barnes	Duffy	Jackson	Murray	Roosevelt
Barager	Ely	Jobs	Nagle	Seeber
Binder	Erwin	Johnson, G. R.	Nash	Shoemaker
Boyce	Farnum	Johnson, S. W.	Nason	Sipp
Boynton	Farrell	Jones	Noxon	Smith, W. E.
Burns	Forsyth	Joyce	Odell	Smith, C.
Butler	Garbutt	Kent	Olin	Sweet
Cady	Haggerty	Kneeland	Oliver	Taylor
Church	Hall	Kruse	O'Neil	Van Allen
Clarke	Hasbrouck	Lewis	Osborne	Van Cott
Clapp	Hawkins	Lindsay	Otis	Van Duzer
Coffey	Heath	Littlejohn	Owen	Veeder
Craig	Hodges	Locke, S. D.	Palmer	Walrath
Darragh	House	Maher	Pierson	Westfall
Dibble	Howe	McCabe	Priddy	Zimmerman
Dimmick	Howland	McDonald		

On motion of Mr. Haggerty, and by unanimous consent, the same was amended as follows:

Engrossed bill, section 1, line 1, strike out the word "two," and insert the word "eight."

Same section, page 2, line 19, strike out the word "and."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howe	Locke, S. D.	Priddy
Baker	Duffy	Howland	Locke, L. R.	Roche
Barnes	Earl	Hubbell	McCabe	Roosevelt
Barager	Ely	Hunt	Miles	Seeber
Binder	Erwin	Jackson	Moore	Shoemaker
Boyce	Farnum	Jobes	Mullaney	Sipp
Boynton	Felter	Johnson, G. R.	Murray	Smith, W. E.
Brown, C. W.	Garbutt	Johnson, S. W.	Nash	Sweet
Burns	Geddes	Jones	Nason	Taylor
Butler	Haggerty	Joyce	Odell	Van Allen
Childs	Hall	Kelly	Olin	Van Cott
Church	Hasbrouck	Kent	Oliver	Veeder
Clapp	Heath	Kneeland	Osborne	Walrath
Clinton	Hendricks	Kruse	Otis	Westfall
Coffey	Higgins	Lewis	Palmer	Whiteman
Curtis	Hodges	Lindsay	Pierson	Wilcox
Darragh	Horton	Littlejohn	Pratt	Zimmerman
Dibble	House			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Van Allen moved to take from the table a resolution previously offered by him in the words following:

Resolved, That the vote by which Senate bill No. 421, entitled "An act to amend chapter 490 of the Laws of 1883, entitled 'An act to provide new reservoirs, dams and a new aqueduct, with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,'" was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 18 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Hodges	Locke, S. D.	Roosevelt
Baker	Donohue	House	Locke, L. R.	Rosenthal
Barnes	Dreiss	Howe	Moore	Seeber
Barager	Duffy	Hubbell	Nagle	Shoemaker
Beckwith	Erwin	Husted	Nash	Sipp

Binder	Farrell	Jobes	Nason	Smith, C.
Boynton	Forsyth	Jones	Nelson	Taylor
Brown, C. W.	Garbutt	Joyce	Oliver	Tremper
Butler	Geddes	Kelly	Palmer	Van Allen
Cady	Haggerty	Kent	Pierson	Van Cott
Clapp	Hall	Kneeland	Pratt	Van Duzer
Coffey	Hasbrouck	Lewis	Priddy	Westfall
Curtis	Hawkins	Lindsay	Roche	Whiteman
Dibble	Hendricks	Littlejohn		

Those who voted in the negative, were

Burns	Earl	Hunt	Owen	Sweet
Childs	Ely	Jackson	Rice	Walrath
Dayton	Harpending	Johnson, S. W.	Smith, W. E.	Wilcox
Dimmick	Higgins	Maher		

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 31 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haggerty	Lewis	Pratt
Bailey	Coffey	Hall	Lindsay	Price
Baker	Craig	Hawkins	Littlejohn	Priddy
Barnes	Curtis	Hendricks	Locke, L. R.	Roche
Barager	Dean	Hodges	Moore	Scott
Beckwith	Dibble	Horton	Mullaney	Seeber
Binder	Donohue	House	Murphy	Shoemaker
Boyce	Dreiss	Howland	Murray	Sipp
Boynton	Duffy	Hubbell	Nagle	Taylor
Burns	Erwin	Husted	Nash	Tremper
Butler	Farrell	Jobes	Nason	Van Allen
Cady	Felter	Jones	Oliver	Van Cott
Cartwright	Forsyth	Joyce	Palmer	Westfall
Clarke	Garbutt	Kelly	Pierson	Zimmerman
Clapp	Geddes	Kneeland		

Those who voted in the negative, were

Church	Heath	Kent	Olin	Roosevelt
Dayton	Higgins	Kruse	O'Neil	Smith, W. E.
Dimmick	Howe	Locke, S. D.	Osborne	Sweet
Earl	Hunt	Maher	Otis	Van Duzer
Ely	Johnson, G. R.	McCabe	Owen	Walrath
Harpending	Johnson, S. W.	Nelson	Rice	Wilcox
Hasbrouck				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 90 of the Laws of 1863, entitled 'An act for the protection and improvement of the Tonawanda band of Seneca Indians residing on the Tonawanda reservation in this State,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Locke, S. D.	Priddy
Allen	Dimmick	Hodges	Locke, L. R.	Rice
Baker	Donnelly	House	Maher	Roche
Barnes	Donohue	Howland	Mullaney	Roosevelt
Barager	Duffy	Husted	Murphy	Scott
Beckwith	Ely	Jobes	Nagle	Seeber
Binder	Erwin	Johnson, G. R.	Nash	Shoemaker
Boyce	Farnum .	Johnson, S. W.	Nason	Sipp
Boynton	Felter	Jones	Odell	Smith, W. E.
Brown, C. W.	Geddes	Joyce	Oliver	Tremper
Burns	Hall	Kent	Osborne	Van Allen
Butler	Harpending	Kneeland	Otis	Van Cott
Cady	Haskell	Kruse	Palmer	Walrath
Cartwright	Hawkins	Lewis	Pierson	Whiteman
Clinton	Heath	Lindsay	Pratt	Wilcox
Craig	Hendricks	Littlejohn	Price	Zimmerman
Dean				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 3 of title 10 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Higgins	Locke, S. D.	Pierson
Bailey	Dreiss	Howe	Locke, L. R.	Pratt
Baker	Duffy	Howland	Maher	Priddy
Barager	Ely	Hubbell	McDonald	Rice
Beckwith	Erwin	Jobes	Moore	Seeber
Binder	Farnum	Johnson, G. R.	Mullaney	Shoemaker
Boyce	Felter	Johnson, S. W.	Nash	Sipp
Boynton	Forsyth	Jones	Nason	Smith, W. E.
Butler	Geddes	Joyce	Odell	Smith, C.
Childs	Haggerty	Kelly	Olin	Taylor
Clarke	Hall	Kent	Oliver	Tremper
Clapp	Harpending	Kneeland	O'Neil	Van Allen
Craig	Hasbrouck	Kruse	Osborne	Westfall
Curtis	Haskell	Lewis	Otis	Whiteman
Dean	Hawkins	Lindsay	Owen	Zimmerman
Dimmick	Hendricks	Littlejohn	Palmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act relating to service of process upon insurance companies and associations of other States of the United States and of foreign countries," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Lewis	Roche
Allen	Dibble	Higgins	Littlejohn	Roosevelt
Bailey	Dimmick	House	Locke, S. D.	Rosenthal
Barnes	Donnelly	Howe	Locke, E. R.	Seeber
Barager	Duffy	Howland	Maher	Shoemaker
Beckwith	Ely	Hubbell	Nash	Smith, W. E.
Binder	Erwin	Husted	Nason	Taylor
Boyce	Farnum	Jackson	Nelson	Tremper
Brown, C. W.	Felter	Jobes	Olin	Van Allen
Burns	Garbutt	Johnson, S. W.	Oliver	Van Cott
Butler	Geddes	Jones	Osborne	Van Duzer
Cady	Haggerty	Joyce	Otis	Veeder
Clarke	Hall	Kelly	Palmer	Westfall
Clapp	Hasbrouck	Kneeland	Pierson	Wilcox
Craig	Hawkins	Kruse	Priddy	Zimmerman
Curtis	Heath			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to incorporate the Synod of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Donnelly	Higgins	Lewis	Rice
Barnes	Donohue	Hodges	Littlejohn	Roosevelt
Barager	Duffy	Howe	Mullaney	Seeber
Binder	Ely	Howland	Murphy	Smith, W. E.
Brown, C. W.	Farnum	Husted	Nagle	Sweet
Burns	Felter	Jackson	Nash	Taylor
Cady	Forsyth	Jobes	Nelson	Tremper
Clarke	Garbutt	Johnson, S. W.	Olin	Van Allen
Clapp	Geddes	Jones	Oliver	Van Cott
Coffey	Haggerty	Joyce	O'Neil	Van Duzer
Craig	Hall	Kelly	Otis	Westfall
Dean	Hasbrouck	Kent	Palmer	Wilcox
Dibble	Hawkins	Kneeland	Pratt	Zimmerman
Dimmick	Heath	Kruse		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to except the town of Pultney from the operation of all laws prohibiting the laying out highways through orchards and vineyards," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 12 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, L. R.	Rice
Bailey	Dibble	Horton	Mullaney	Roche
Barnes	Dimmick	House	Murphy	Rosenthal
Barager	Donnelly	Howe	Nagle	Seeber
Binder	Dreiss	Howland	Nash	Shoemaker
Brown, C. W.	Duffy	Hubbell	Nason	Smith, W. E.
Butler	Ely	Husted	Olin	Sweet
Cady	Erwin	Jackson	Oliver	Taylor
Cartwright	Farnum	Jones	Osborne	Van Allen
Childs	Forsyth	Joyce	Otis	Van Cott
Church	Garbutt	Kelly	Owen	Van Duzer
Clarke	Haggerty	Kneeland	Pratt	Walrath
Clinton	Hall	Lewis	Price	Whiteman
Craig	Heath	Littlejohn	Priddy	Zimmerman
Curtis				

Those who voted in the negative, were

Boyce	Dayton	Hodges	Kruse	Roosevelt
Boynton	Earl	Hunt	Nelson	Westfall
Clapp	Felter			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 196 of the Laws of 1882, entitled 'An act to confer further power on boards of supervisors,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 32 }
{ NOES 68 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haggerty	Jones	Maher
Bailey	Clapp	Higgins	Joyce	Oliver
Binder	Craig	House	Kelly	Rice
Boyce	Darragh	Howe	Kneeland	Roche
Burns	Dimmick	Husted	Lewis	Van Allen
Butler	Erwin	Jobes	Lindsay	Van Cott
Cady	Farrell			

Those who voted in the negative, were

Allen	Farnum	Jackson	Odell	Scott
Barnes	Felter	Johnson, G. R.	Olin	Seeber
Barager	Forsyth	Johnson, S. W.	O'Neil	Shoemaker
Beckwith	Garbutt	Kent	Osborne	Smith, W. E.
Boynton	Hall	Kruse	Otis	Smith, C.
Brown, C. W.	Hasbrouck	Littlejohn	Owen	Sweet
Cartwright	Haskell	Locke, S. D.	Palmer	Taylor

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Lewis	Roche
Allen	Dibble	Higgins	Littlejohn	Roosevelt
Bailey	Dimmick	House	Locke, S. D.	Rosenthal
Barnes	Donnelly	Howe	Locke, E. R.	Seeber
Barager	Duffy	Howland	Maher	Shoemaker
Beckwith	Ely	Hubbell	Nash	Smith, W. E.
Binder	Erwin	Husted	Nason	Taylor
Boyce	Farnum	Jackson	Nelson	Tremper
Brown, C. W.	Felter	Jobes	Olin	Van Allen
Burns	Garbutt	Johnson, S. W.	Oliver	Van Cott
Butler	Geddes	Jones	Osborne	Van Duzer
Cady	Haggerty	Joyce	Otis	Veeder
Clarke	Hall	Kelly	Palmer	Westfall
Clapp	Hasbrouck	Kneeland	Pierson	Wilcox
Craig	Hawkins	Kruse	Priddy	Zimmerman
Curtis	Heath			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to incorporate the Synod of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Donnelly	Higgins	Lewis	Rice
Barnes	Donohue	Hodges	Littlejohn	Roosevelt
Barager	Duffy	Howe	Mullaney	Seeber
Binder	Ely	Howland	Murphy	Smith, W. E.
Brown, C. W.	Farnum	Husted	Nagle	Sweet
Burns	Felter	Jackson	Nash	Taylor
Cady	Forsyth	Jobes	Nelson	Tremper
Clarke	Garbutt	Johnson, S. W.	Olin	Van Allen
Clapp	Geddes	Jones	Oliver	Van Cott
Coffey	Haggerty	Joyce	O'Neil	Van Duzer
Craig	Hall	Kelly	Otis	Westfall
Dean	Hasbrouck	Kent	Palmer	Wilcox
Dibble	Hawkins	Kneeland	Pratt	Zimmerman
Dimmick	Heath	Kruse		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to except the town of Pultney from the operation of all laws prohibiting the laying out highways through orchards and vineyards," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 12 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, L. R.	Rice
Bailey	Dibble	Horton	Mullaney	Roche
Barnes	Dinmick	House	Murphy	Rosenthal
Barager	Donnelly	Howe	Nagle	Seeber
Binder	Dreiss	Howland	Nash	Shoemaker
Brown, C. W.	Duffy	Hubbell	Nason	Smith, W. E.
Butler	Ely	Husted	Olin	Sweet
Cady	Erwin	Jackson	Oliver	Taylor
Cartwright	Farnum	Jones	Osborne	Van Allen
Childs	Forsyth	Joyce	Otis	Van Cott
Church	Garbutt	Kelly	Owen	Van Duzer
Clarke	Haggerty	Kneeland	Pratt	Walrath
Clinton	Hall	Lewis	Price	Whiteman
Craig	Heath	Littlejohn	Priddy	Zimmerman
Curtis				

Those who voted in the negative, were

Boyce	Dayton	Hodges	Kruse	Roosevelt
Boynton	Earl	Hunt	Nelson	Westfall
Clapp	Felter			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 196 of the Laws of 1882, entitled 'An act to confer further power on boards of supervisors,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 32 }
{ NOES 68 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haggerty	Jones	Maier
Bailey	Clapp	Higgins	Joyce	Oliver
Binder	Craig	House	Kelly	Rice
Boyce	Darragh	Howe	Kneeland	Roche
Burns	Dimmick	Husted	Lewis	Van Allen
Butler	Erwin	Jobes	Lindsay	Van Cott
Cady	Farrell			

Those who voted in the negative, were

Allen	Farnum	Jackson	Odell	Scott
Barnes	Felter	Johnson, G. R.	Olin	Seeber
Barager	Forsyth	Johnson, S. W.	O'Neil	Shoemaker
Beckwith	Garbutt	Kent	Osborne	Smith, W. E.
Boynton	Hall	Kruse	Otis	Smith, C.
Brown, C. W.	Hasbrouck	Littlejohn	Owen	Sweet
Cartwright	Haskell	Locke, S. D.	Palmer	Taylor

Childs	Hawkins	Locke, L. R.	Pierson	Tremper
Church	Hendricks	McCabe	Pratt	Van Duzer
Curtis	Hodges	Mullaney	Price	Veeder
Donnelly	Horton	Nagle	Priddy	Westfall
Duffy	Howland	Nash	Roosevelt	Wilcox
Earl	Hubbell	Nason	Rosenthal	Zimmerman
Ely	Hunt	Nelson		

The concurrent resolution "Proposing amendment to section 9 of article 8 of the Constitution guaranteeing to cities the right of municipal self-government, republican in form, and restricting the power of the Legislature to the enactment of general laws in reference thereto," having been announced for a third reading,

Mr. Roosevelt moved that the same be committed to the committee on the judiciary.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Roosevelt, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 42 }

Those who voted in the affirmative, were

Bailey	Erwin	House	Locke, S. D.	Scott
Baker	Farnum	Howe	Locke, L. R.	Seeber
Barnes	Garbutt	Howland	Nash	Shoemaker
Barager	Geddes	Hubbell	Olin	Sweet
Beckwith	Hall	Hunt	O'Neil	Taylor
Binder	Hasbrouck	Husted	Owen	Tremper
Boynton	Haskell	Jones	Palmer	Van Allen
Cartwright	Hawkins	Kent	Pierson	Van Duzer
Clinton	Heath	Kneeland	Price	Veeder
Curtis	Hendricks	Kruse	Priddy	Westfall
Dean	Hodges	Lewis	Roosevelt	Zimmerman
Dibble	Horton	Littlejohn		

Those who voted in the negative, were

Ackroyd	Craig	Haggerty	McCabe	Nelson
Allen	Darragh	Harpending	McDonald	Odell
Brown, C. W.	Dimmick	Higgins	Miles	Oliver
Burns	Donnelly	Hooley	Moore	Osborne
Butler	Donohue	Jobs	Mullaney	Rice
Cady	Earl	Johnson, G. R.	Murphy	Smith, W. E.
Childs	Ely	Johnson, S. W.	Murray	Van Cott
Church	Farrell	Maher	Nagle	Wilcox
Clarke	Felter			

The bill entitled "An act to amend chapter 10 of the Laws of 1859, entitled 'An act to amend the act entitled An act to revise, amend and consolidate the several acts relating to the village of Whitesboro,' and several amendments thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Heath	Lewis	Palmer
Allen	Craig	Hendricks	Locke, S. D.	Pierson
Bailey	Curtis	Higgins	Locke, L. R.	Price
Baker	Darragh	Hodges	Maher	Priddy
Barnes	Dibble	Horton	McCabe	Rice
Barager	Dimmick	House	Miles	Roche
Becker	Ely	Howe	Moore	Roosevelt
Beckwith	Erwin	Howland	Murray	Scott
Binder	Farnum	Hubbell	Nagle	Shoemaker
Boynton	Felter	Hunt	Nash	Sweet
Brown, C. W.	Forsyth	Husted	Nason	Taylor
Burns	Garbutt	Jobes	Nelson	Tremper
Cady	Geddes	Johnson, G. R.	Odell	Van Allen
Cartwright	Haggerty	Johnson, S. W.	Olin	Van Cott
Childs	Hall	Jones	Oliver	Van Duzer
Church	Harpending	Kelly	O'Neil	Veeder
Clarke	Hasbrouck	Kent	Osborne	Westfall
Clapp	Haskell	Kneeland	Otis	Wilcox
Clinton	Hawkins	Kruse	Owen	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the Board of State Assessors to appoint a stenographer to report testimony and proceedings in certain cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 9 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Lewis	Rice
Allen	Dimmick	Hodges	Lindsay	Roche
Bailey	Duffy	Howe	Locke, S. D.	Roosevelt
Baker	Earl	Howland	Locke, L. R.	Seeber
Barager	Ely	Hubbell	Maher	Shoemaker
Becker	Erwin	Hunt	Miles	Smith, W. E.
Binder	Garbutt	Husted	Mullaney	Sweet
Butler	Geddes	Jackson	Nash	Taylor
Church	Hall	Johnson, G. R.	Nason	Tremper
Clarke	Harpending	Johnson, S. W.	Oliver	Van Allen
Clapp	Hasbrouck	Jones	O'Neil	Van Cott
Clinton	Haskell	Kelly	Osborne	Van Duzer
Craig	Hawkins	Kent	Otis	Wilcox
Curtis	Heath	Kneeland	Pratt	Zimmerman
Dean	Hendricks	Kruse	Priddy	

Those who voted in the negative, were

Cartwright	Felter	Odell	Owen	Veeder
Childs	McDonald	Olin	Palmer	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to facilitate the transfer of stocks and registered bonds," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 42 }
{ NOES 24 }

Those who voted in the affirmative, were

Ackroyd	Burns	Dimmick	Jobes	Oliver
Allen	Cady	Duffy	Johnson, G. R.	Osborne
Bailey	Cartwright	Farnum	Kneeland	Rice
Baker	Childs	Felter	Lindsay	Roche
Barnes	Church	Garbutt	Maher	Smith, W. E.
Beckwith	Clarke	Haskell	McCabe	Tremper
Binder	Clinton	Higgins	Miles	Van Cott
Boynton	Craig	Howland	Moore	Veeder
Brown, C. W.	Darragh			

Those who voted in the negative, were

Dayton	Hunt	Nason	Palmer	Shoemaker
Dibble	Kent	Nelson	Pratt	Smith, C.
Donnelly	Littlejohn	Olin	Priddy	Van Allen
Hodges	Locke, S. D.	Otis	Roosevelt	Van Duzer
Hubbell	Nash	Owen	Seeber	

Mr. W. E. Smith moved to reconsider the vote by which said bill was lost.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hodges	McDonald	Roche
Allen	Dayton	House	Miles	Roosevelt
Bailey	Dean	Howe	Moore	Scott
Baker	Dimmick	Howland	Mullaney	Seeber
Barnes	Donohue	Hubbell	Murphy	Shoemaker
Barager	Duffy	Husted	Nash	Sipp
Beckwith	Earl	Jackson	Nelson	Smith, W. E.
Binder	Ely	Jobes	Odell	Sweet
Boynton	Erwin	Johnson, G. R.	Olin	Taylor
Brown, C. W.	Farnum	Johnson, S. W.	Oliver	Tremper
Burns	Felter	Jones	O'Neil	Van Allen
Butler	Forsyth	Kelly	Osborne	Van Cott
Cady	Garbutt	Kent	Palmer	Van Duzer
Cartwright	Haggerty	Kneeland	Pierson	Veeder
Church	Hall	Kruse	Pratt	Walrath
Clarke	Harpending	Lewis	Price	Westfall
Clapp	Haskell	Locke, S. D.	Priddy	Wilcox
Clinton	Hawkins	Maher	Rice	Zimmerman
Craig	Heath	McCabe		

For the negative,

Owen

On motion of Mr. W. E. Smith, said bill was recommitted to the committee on the judiciary, retaining its place on the order of third reading of bills.

Mr. Rice moved that when this House takes a recess it be until four o'clock, P. M., and that no session be held this evening.

Mr. Van Duzer moved to amend said motion of Mr. Rice by striking out that portion which has reference to an evening session.

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Rice, and it was determined in the affirmative.

Mr. Dayton, from the sub-committee of the whole, submitted a report; which was laid upon the table and ordered printed.

(See Doc. No 169.)

Mr. Husted moved to lay all orders of business on the table down to the reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Binder, Int. No. 1107, entitled "An act to amend the Code of Civil Procedure" (§ 791), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Erwin, Int. No. 1126, entitled "An act relating to State lands in the county of Putnam," reported in favor of the adoption of the following resolution:

Resolved, That the committee on the judiciary, to whom was referred Assembly bill, Int. No. 1126, entitled "An act relating to State lands in Putnam county," be discharged from the further consideration of said bill, and that the same be referred to the committee on ways and means.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Husted, from the committee on the judiciary, reported by bill entitled "An act to amend the Code of Civil Procedure" (§ 93), which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, reported by bill entitled "An act to amend the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 219 of the Laws of 1878, entitled 'An act in relation to evidence in civil and criminal cases,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to provide for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders," reported in favor of the passage of the same, with an amendment, and the title amended so as to read "An act to provide for the transfer of securities and property of bankrupt corporations to the receiver of such corporations, and for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders," which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to ratify and confirm the agreement entered into by commissioners on the part of the States of New York and New Jersey in relation to that portion of the boundary line between said States extending from the Hudson river on the east to the Delaware river on the west," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of the following entitled bills, and the same were ordered to a third reading :

Senate, "An act to amend the Code of Criminal Procedure" (§ 695).

Senate, "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

Senate, "An act to provide for changing the site of county buildings."

Senate, "An act to amend the Code of Criminal Procedure" (§ 56).

Senate, "An act to authorize the formation of the New York Transit Company."

Senate, "An act to amend section 791 of the Code of Civil Procedure."

Senate, "An act to amend the Penal Code" (§§ 607 and 608).

Senate, "An act to amend the Code of Civil Procedure" (§ 1217).

Senate, "An act to amend chapter 219 of the Laws of 1878, entitled 'An act in relation to evidence in civil and criminal cases.'"

Senate, "An act to amend the Code of Criminal Procedure" (subd. 4, § 22).

Senate, "An act to amend the Code of Civil Procedure" (§ 2231).

Senate, "An act to amend the Code of Civil Procedure" (§ 254).

Senate, "An act to amend the Code of Civil Procedure" (§ 315, subd. 3).

Senate, "An act to ratify and confirm the agreement entered into by commissioners on the part of the States of New York and New Jersey in relation to that portion of the boundary line between said

States, extending from the Hudson river on the east to the Delaware river on the west."

Senate, "An act to amend section 528 of the Code of Criminal Procedure of the State of New York."

"An act to incorporate the Good Samaritan Dispensary in the city of New York."

"An act to amend chapter 367 of the Laws of 1882, entitled 'An act to restrict the formation of corporations under chapter 319 of the Laws of 1848, entitled An act to provide for the incorporation of benevolent, charitable, scientific and missionary societies,' and the acts amendatory thereof, and to legalize the incorporation of certain societies organized thereunder, and to regulate the same."

"An act to enforce the obligations of contracts."

"An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880."

"An act to amend the Code of Civil Procedure" (§ 1002).

"An act to enable corporations organized under the laws of this State to extend their existence."

"An act to amend the Penal Code" (§ 267).

"An act to amend chapter 361 of the Laws of 1883, entitled 'An act to amend chapter 119 of the Laws of 1875, entitled An act to amend chapter 146 of the Laws of 1872, entitled An act to authorize corporations to hold and convey real estate for business purposes in other States with the consent thereof,' so as to authorize such corporations to hold and convey real estate in other States and countries, and to make investments and deposits therein."

"An act to amend the Code of Civil Procedure" (Int. No. 1107).

Mr. Roosevelt, from the committee on affairs of cities, reported by bill entitled "An act to provide for a more efficient government of the department of parks in the city of Brooklyn, and to provide for the control and management of all the public parks, parkways and the public lands in the city of Brooklyn and county of Kings, now under control and management of the Brooklyn park commissioners," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the bill introduced by Mr. S. D. Locke, Int. No. 1121, entitled "An act to legalize and confirm the printing and publication of municipal advertisements, official notices and the common council proceedings of the city of Troy in certain newspapers in the city of Troy, and to audit and pay claims in connection therewith," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to

declare the special and local laws affecting public interests in the city of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide additional accommodations for the common schools in the city of New York," reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Clarke, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide the city of Utica with pure and wholesome water," reported in favor of the passage of the same, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend section 16 of title 4 of chapter 598 of the Laws of 1870 relative to the city of Troy, as amended by chapter 248 of the Laws of 1882," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. S. D. Locke, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to provide for the payment to John Foley of his salary as supervisor of the county of New York," reported in favor of the passage of the same (Mr. Van Allen dissenting), which report was agreed to.

On motion of Mr. Haggerty, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 344 of the Laws of 1880, entitled 'An act to establish a local court of civil jurisdiction in the city of Buffalo, to be called the municipal court of Buffalo, and to amend the charter of said city,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Clinton, and by unanimous consent, said bill was ordered to a third reading.

Mr. Roosevelt, from the committee on affairs of cities, to which was referred the Senate bill entitled "An act to consolidate and amend the various acts passed May 17, 1872, May 1, 1873, June 12, 1874, and May 31, 1880, to regulate elections in the city of Brooklyn," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, said bill was ordered to a third reading.

Mr. Erwin, from the committee on banks, to which was referred the bill introduced by Mr. Van Allen, Int. No. 1104, entitled "An act to incorporate the Transfer Bank of the United States," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act to incorporate the United States Transfer and Exchange Association," which report was agreed to.

On motion of Mr. Van Allen, and by unanimous consent, said bill was ordered to a third reading.

Mr. Erwin, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the State Loan and Trust Company of the city of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print one thousand copies of the Annual Report of the Prison Association of New York," reported in favor of the adoption of the following resolution :

Resolved (if the Assembly concur), That 1,000 copies of the Annual Report of the Prison Association of New York be printed for the use of the Association.

The question being upon the adoption of said resolution,

Mr. Howe moved to amend by striking out the words "one thousand," and inserting in lieu thereof the words "two thousand."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 75
} NOES 1

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Littlejohn	Pierson
Baker	Dibble	Heath	Locke, S. D.	Priddy
Barnes	Dimmick	Hodges	Maher	Rice
Barager	Donnelly	Horton	McCabe	Roche
Beckwith	Duffy	Howe	Moore	Roosevelt
Binder	Ely	Howland	Mullaney	Rosenthal
Boynton	Erwin	Hubbell	Murphy	Shoemaker
Brown, C. W.	Farnum	Husted	Murray	Smith, W. E.
Burns	Felter	Johnson, S. W.	Nagle	Taylor
Cartwright	Garbutt	Jones	Nelson	Van Allen
Childs	Geddes	Kelly	Olin	Van Cott
Clapp	Haggerty	Kneeland	Oliver	Veeder
Clinton	Hall	Kruse	O'Neil	Walrath
Coffey	Harpending	Lewis	Otis	Wilcox
Craig	Haskell	Lindsay	Palmer	Zimmerman

For the negative,
Scott

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.

Mr. Erwin in the chair.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to provide for the disposition of Woodman's pond and a portion of the Chenango canal and the lands, rights and other property connected therewith."

"An act to authorize the Comptroller of the State of New York to hear, audit and allow a claim of the estate of William J. Penny, deceased, a late sheriff of Rockland county."

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game.'"

Ordered, That the Clerk deliver said bills to the Governor.

By unanimous consent,

Mr. Craig introduced a bill entitled "An act to amend chapter 578 of the Laws of 1853, entitled 'An act to divide the county of Steuben into two jury districts, and to provide for holding courts in and for said county alternately in each of said districts,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Also, a bill entitled "An act to legalize the acts of Jeffrey Stroud and William C. Cummins as commissioners of excise of the town of Woodhull, in the county of Steuben," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Craig, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Speaker ordered a call of the roll to ascertain if there was a quorum present, when the following members responded :

Allen	Darragh	Heath	Moore	Scott
Barnes	Dayton	Hodges	Mullaney	Seeber
Binder	Dean	Howe	Nash	Smith, W. E.
Boynton	Dimmick	Howland	Nelson	Sweet
Briggs	Donohue	Hubbell	Odell	Taylor
Brown, C. W.	Earl	Husted	Olin	Van Allen
Butler	Erwin	Johnson, S. W.	O'Neil	Van Cott
Cady	Farnum	Joyce	Osborne	Van Duzer
Cartwright	Felter	Kelly	Owen	Veeder
Childs	Geddes	Kent	Palmer	Walrath
Church	Haggerty	Kneeland	Pierson	Welch
Clarke	Hall	Kruse	Priddy	Westfall
Coffey	Harpending	Lewis	Rice	Wilcox
Curtis	Hawkins	Littlejohn	Roche	

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Mr. Palmer, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Horton, Int. No. 930, entitled "An act to prevent frauds and evil practices upon the Chautauqua Assembly, a corporation duly incorporated under the laws of the State of New York, located in its inclosed grounds at Chautauqua, in the town of Chautauqua, county of Chautauqua, New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended and said bill ordered to a third reading.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the bill introduced by Mr. Horton, Int. No. 928, entitled "An act to protect the Chautauqua Assembly, a corporation duly incorporated under the laws of the State of New York, located upon inclosed grounds at Chautauqua, in the town of

Chautauqua, county of Chautauqua, New York, from disturbance at their annual meetings held upon said grounds, on account of the sale and use of intoxicating liquors, and to prevent the introduction of intoxicating drinks and other property upon the said grounds in violation of the by-laws, rules and regulations of said Chautauqua Assembly," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

On motion of Mr. Kruse, and by unanimous consent, said bill was ordered to a third reading.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the State Executive Committee of the Young Men's Christian Association of the State of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Binder, and by unanimous consent, said bill was ordered to a third reading.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Synod of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Palmer, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act in relation to Bethpage Cemetery in the town of Oyster Bay, Queens county," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Church, and by unanimous consent, said bill was ordered to a third reading.

Mr. Veeder, from the committee on public education, to which was referred the bill introduced by Mr. Osborne, Int. No. 916, entitled "An act to amend chapter 39 of the Laws of 1862, entitled 'An act in relation to Vassar Female College,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Kent, and by unanimous consent, said bill was ordered to a third reading.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to establish a board of county assessors in the county of Richmond."

"An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a Code of Criminal Procedure.'"

"An act to amend sections 658 and 659, chapter 5, Code of Criminal Procedure."

"An act to amend the Code of Criminal Procedure."

"An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a Code of Criminal Procedure.'"

"An act to amend the Penal Code."

"An act to amend chapter 676 of the Laws of 1881, entitled 'An act to establish a Penal Code.'"

"An act to provide for the construction of waste gates and spillway in the north embankment of the Erie canal, in the village of Spencerport, in the county of Monroe."

"An act to correct the boundary line of the village of Hammondsport, in the county of Steuben."

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'"

"An act to regulate the raising of taxes for extraordinary expenditures in the corporation of the village of Union Springs, in the county of Cayuga."

"An act to provide for the transfer of securities and property of bankrupt corporations to the receivers of such corporations."

"An act to authorize the incorporation, known as 'The Trustees of the Academy of North Salem, in the county of Westchester,' to convey by deed its academy and the ground on which it stands to the town of North Salem, to be used as a town hall, and for the dissolution of such incorporation."

"An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' passed May 5, 1847."

"An act to allow persons whose lands were damaged by the Chenango canal extension, to file claim for such damage and to collect the same."

"An act to provide for the publication of maps of the Adirondack survey, and making an appropriation therefor."

"An act to amend chapter 679 of the Laws of 1872, entitled 'An act authorizing the Commissioners of Public Charities and Correction in the city of New York to acquire title to portions of Ward's Island, and the water rights surrounding the same.'"

"An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes.'"

"An act to amend chapter 528 of the Laws of 1880, entitled 'An act to provide for the appointment of a board of elections and of registers, canvassers, inspectors and poll clerks of the city of Brooklyn, and to fix their compensation.'"

"An act in relation to certified copies of documents in the office of the board of railroad commissioners, the fees to be charged therefor, and providing for a seal for the use of the board."

"An act to amend chapter 675 of the Laws of 1881, entitled 'An act to facilitate the payment of school taxes by railroad companies,' and the acts amendatory thereof."

"An act to legalize the acts of the trustees of the First Presbyterian Church of Batchellerville in selling and conveying certain real estate."

"An act to amend subdivision second of the certificate of articles of incorporation of the Northern Tier Masonic Mutual Relief Association."

"An act to amend chapter 513 of the Laws of 1880, entitled 'An act to regulate the licensing of physicians and surgeons.'"

"An act locating the offices of the several town clerks in the State of New York."

"An act to prevent the spread of fowl brood among bees, and to extirpate the same."

"An act to alter the map or plan of the city of New York, made and filed by the commissioners of the department of public parks, by striking therefrom so much of the proposed Morris avenue as lies between One Hundred and Sixty-second street and Overlook avenue, and

o much of the proposed One Hundred and Sixty-fifth street as lies between Winfield place and Sheridan avenue, in the Twenty-third ward of said city."

"An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State."

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'"

"An act to amend chapter 584 of the Laws of 1869, entitled 'An act to create 'The Manhattan Eye and Ear Hospital in the city of New York.'"

"An act to amend an act entitled 'An act to authorize the common council of the city of Schenectady to discontinue a portion of Liberty street in the city of Schenectady, for the purpose of erecting a railroad depot.'"

"An act to authorize the Syracuse Water Company to supply the village adjacent to Syracuse with water."

"An act to prohibit disfranchisement."

"An act supplementary to chapter 452 of the Laws of 1883, entitled 'An act to authorize the Superintendent of Public Works to construct a reservoir on the Black river above Forestport pond at Forestport, Oneida county, and making an additional appropriation for the purposes mentioned in said act.'"

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate situate in the town of Caldwell, Warren county, to J. Stewart Dennison, of which George A. Cæsar died seized."

"An act to amend chapter 567 of the Laws of 1871, entitled 'An act providing for the opening of new roads and avenues, and closing old highways in the town of Flatbush, in Kings county.'"

"An act prohibiting the sale or giving away of cigarettes to any minor under the age of fourteen years."

"An act for the relief of non-resident tax payers who, or whose children or wards are attendants at any free school."

"An act to provide for the assessment of property in certain cases, and to regulate and equalize the same."

Mr. Van Allen, from the committee on insurance, to which was referred the Senate bill entitled "An act to incorporate the Safety Elevator Insurance Company of New York," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, said bill was substituted for the Assembly bill No. 691 on the same subject, and ordered to a third reading.

Mr. Van Allen, from the committee on insurance, to which was referred the Senate bill entitled "An act to amend chapter 321 of the Laws of 1877, entitled 'An act to amend chapter 341 of the Laws of 1876, entitled 'An act regulating the forfeiture of life insurance policies,''" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Heath, from the Kings county delegation, to which was referred the bill introduced by Mr. Heath, Int. No. 1122, with power to report complete, entitled "An act to amend chapter 37 of the Laws of 1848, entitled 'An act to authorize the formation of gas companies,'" re-

ported in favor of the passage of the same, with amendments, which report was agreed to and said bill ordered to a third reading.

On motion of Mr. Van Duzer, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 149, entitled "An act relating to corporations, associations and societies engaged in life or casualty insurance business upon the co-operative or assessment plan, pursuant to the provisions of chapter 175 of the Laws of 1883," and the same was ordered to a third reading.

Mr. Curtis, from a special committee appointed to investigate the subject of the construction and repair of armories and arsenals, submitted a report; which was laid upon the table and ordered printed.

(See Doc. No. 168.)

Mr. Curtis offered, for the consideration of the House, a resolution in the words following :

Whereas, In pursuance of a resolution of the Assembly adopted March 6, 1884, a select committee, consisting of Messrs. Curtis of St. Lawrence, Kruse of Cattaraugus, Barager of Tioga, Church of Queens, and Childs of Sullivan, was appointed to investigate concerning all repairs made to the arsenals and armories of the State; and

Whereas, It appears from a special report of such committee that large sums of money have been paid from the funds of the State on account of such repairs in excess of their value; and

Whereas, From such report it appears that said committee will not be able to complete the investigation and render a final report before the close of the present session of the Legislature; and

Whereas, It also appears from said report that facts have come to the knowledge of said committee which indicate that in the construction of armories and the expenditures connected with the ordinance department, large sums of money have been paid prejudicial to the interests of the State; therefore,

Resolved, That the powers of said committee be enlarged and that they investigate not only concerning all repairs made to the arsenals and armories of the State, but that they also investigate concerning the expenditures of all moneys that have been appropriated for the establishment and maintenance of the military department of the State; that they have power to subpoena witnesses and send for books and papers; that they have leave to sit at any place within the State when they shall deem it expedient for the purposes of the investigation; that they have counsel and employ a stenographer; that they make a preliminary report to the present session of the Legislature of the evidence taken by them with their conclusions thereon; that said committee have power to sit and continue their investigation after the final adjournment of the present session of the Legislature; that the evidence be printed as the same is taken; that said committee make a final report of all the testimony taken on the investigation with their conclusions thereon with all convenient speed, and if the Assembly be not then in session, that such final report be filed with the Secretary of State and by him transmitted to the next Assembly; that Henry Wheeler be authorized to act as sergeant-at-arms for said committee after the final adjournment of the Legislature, and that his per diem allowance for the time actually spent in serving said committee after such adjournment be the same as paid by the Assembly to its sergeant-at-arms while in session.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 33 }

Those who voted in the affirmative, were

Bailey	Donohue	Hendricks	Kneeland	Price
Baker	Earl	Hodges	Kruse	Rice
Barager	Ely	Horton	Lewis	Roosevelt
Beckwith	Erwin	House	Littlejohn	Seeber
Boynton	Farnum	Howe	McCabe	Shoemaker
Briggs	Felter	Howland	Miles	Smith, W. E.
Childs	Forsyth	Hubbell	Nash	Sweet
Church	Garbutt	Hunt	Nelson	Taylor
Clapp	Geddes	Husted	Odell	Tremper
Clinton	Haggerty	Johnson, G. R.	Olin	Van Allen
Curtis	Hall	Jones	O'Neil	Van Duzer
Dayton	Haskell	Joyce	Osborne	Veeder
Dibble	Hawkins	Kelly	Otis	Walrath
Dimmick	Heath	Kent	Pierson	Welch

Those who voted in the negative, were

Ackroyd	Cartwright	Harpending	Mullaney	Roche
Allen	Clarke	Horton	Murphy	Rosenthal
Barnes	Coffey	Jobes	Murray	Scott
Binder	Craig	Johnson, S. W.	Nagle	Smith, C.
Brown, C. W.	Donnelly	Lindsay	Nason	Van Cott
Butler	Duffy	McDonald	Oliver	Wilcox
Cady	Farrell	Moore		

Mr. Littlejohn moved to limit the time in which said committee may report the result of its investigation to two months from the final adjournment of the Legislature.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent,

Mr. Hubbell offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That three thousand and two hundred copies of the Report of the Superintendent of the Adirondack Survey on the Survey of the State Lands, being Assembly Document No. 126 of 1884, be printed immediately for the use of the members of the Legislature, and six hundred copies thereof for the use of the Superintendent of the Survey, and two hundred copies thereof for the use of the officers and reporters of the Senate and Assembly. Said copies to be printed on good paper and bound in cloth.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 72 }
{ NOES 7 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howe	McCabe	Rice
Allen	Donohue	Howland	McDonald	Roche
Baker	Duffy	Hubbell	Moore	Roosevelt

Barnes	Earl	Hunt	Murphy	Rosenthal
Binder	Ely	Husted	Murray	Seeber
Briggs	Erwin	Jobes	Nagle	Smith, W. E.
Childs	Farnum	Johnson, G. R.	Nason	Sweet
Clarke	Felter	Johnson, S. W.	Nelson	Taylor
Clapp	Haskell	Jones	Odell	Tremper
Coffey	Hawkins	Joyce	Oliver	Van Allen
Craig	Heath	Kneeland	Osborne	Van Cott
Curtis	Higgins	Kruse	Otis	Veeder
Dean	Hodges	Lewis	Pierson	Walrath
Dibble	Horton	Lindsay	Price	Welch
Dimmick	House			

Those who voted in the negative, were

Butler	Cartwright	Dayton	Nash	Scott
Cady	Clinton			

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That the Ninth Joint Rule be amended by adding at the end thereof the words "messages from the Governor and Assembly requiring joint action of the two Houses, reports from the committee on engrossed bills, and sub-committee of the whole, and resolutions recalling bills from either House or from the Governor may be received and acted upon at any time."

Ordered, That said resolution be referred to the committee on rules.

The Senate sent for concurrence the bills entitled as follows :

"An act to amend the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the Veteran Military Association Seventy First Regiment National Guard, State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on military affairs.

The bill entitled "An act to amend chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howe	Littlejohn	Priddy
Allen	Donohue	Howland	McCabe	Roche
Bailey	Duffy	Hubbell	Miles	Rosenthal
Baker	Earl	Hunt	Mullaney	Scott
Barnes	Ely	Husted	Murphy	Shoemaker
Barager	Erwin	Jobes	Murray	Smith, C.
Binder	Farnum	Johnson, G. R.	Nagle	Taylor
Boynton	Felter	Johnson, S. W.	Nason	Tremper
Butler	Geddes	Jones	Nelson	Van Allen
Cady	Haggerty	Kelly	Odell	Van Cott
Cartwright	Harpending	Kent	Olin	Van Duzer

Childs	Haskell	Kneeland	Oliver	Veeder
Clarke	Hendricks	Kruse	O'Neil	Walrath
Clapp	Higgins	Lewis	Osborne	Welch
Clinton	Horton	Lindsay	Otis	Wilcox
Craig	House			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to exempt the county of Chenango from the provisions and operations of chapter 346 of the Laws of 1883, entitled 'An act to provide for the construction, care, maintenance, preservation and repair of public bridges over streams or other waters forming the boundary lines of counties, and to apportion the expense thereof,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Howland	Moore	Rice
Allen	Craig	Hubbell	Mullaney	Roche
Bailey	Darragh	Hunt	Murphy	Roosevelt
Baker	Dibble	Husted	Murray	Scott
Barnes	Earl	Jackson	Nagle	Seeber
Barager	Farnum	Jobes	Odell	Shoemaker
Beckwith	Forsyth	Johnson, G. R.	Oliver	Smith, W. E.
Binder	Garbutt	Johnson, S. W.	O'Neil	Sweet
Briggs	Geddes	Jones	Osborne	Taylor
Brown, C. W.	Haggerty	Kneeland	Otis	Tremper
Butler	Harpending	Lewis	Owen	Van Allen
Childs	Haskell	Lindsay	Palmer	Van Cott
Church	Hawkins	Littlejohn	Pierson	Van Duzer
Clarke	Hodges	Locke, L. R.	Priddy	Welch
Clinton	House	McDonald		

Those who voted in the negative, were

Boynton	Donnelly	Hall	Nelson	Wilcox
Cartwright				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the encouragement and protection of hedges or live fences," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Craig	Forsyth	Joyce	Pierson
Allen	Darragh	Garbutt	Kelly	Pratt
Bailey	Dayton	Geddes	Kneeland	Rice
Binder	Dean	Haggerty	Lindsay	Roche

Boynton	Dibble	Haskell	Murphy	Roosevelt
Brown, C. W.	Dimmick	Heath	Murray	Rösenthal
Butler	Donohue	Hodges	Nagle	Smith, C.
Cady	Duffy	Husted	Nason	Smith, W. E.
Church	Earl	Jackson	Odell	Taylor
Clarke	Ely	Jobs	Oliver	Van Allen
Clapp	Erwin	Johnson, G. R.	O'Neil	Van Cott
Clinton	Farnum	Johnson, S. W.	Owen	Veeder
Coffey	Felter	Jones	Palmer	Welch

Those who voted in the negative, were

Hall	Howland	Littlejohn	Osborne	Sweet
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 674 of the Laws of 1868, entitled 'An act to extend Flushing avenue, and to lay out and improve Flushing avenue and Newtown turnpike road from Broadway to the city line, and to extend other adjoining streets in the city of Brooklyn,' passed May 7, 1868," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 12, after the word "avenue," insert the words "and that part of Rock street lying east of Morgan avenue."

Mr. Lindsay moved that the Assembly do non-concur in said amendments, that a committee of conference be appointed on the part of the Assembly, and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would concur in said amendment, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 28 }
{ NOES 53 }

Those who voted in the affirmative, were

Bailey	Clarke	Hodges	Nash	Scott
Baker	Dean	Howland	Nason	Shoemaker
Barager	Dibble	Hubbell	O'Neil	Sweet
Beckwith	Erwin	Husted	Priddy	Van Allen
Boynton	Garbutt	Jones	Roosevelt	Welch
Briggs	Geddes	Kneeland		

Those who voted in the negative, were

Ackroyd	Donnelly	Higgins	Miles	Owen
Allen	Donohue	Hookey	Mullaney	Pierson
Barnes	Duffy	Jackson	Murphy	Rice
Binder	Earl	Jobs	Murray	Roche
Brown, C. W.	Ely	Johnson, G. R.	Nagle	Rosenthal
Butler	Farnum	Johnson, S. W.	Odell	Smith, C.
Clinton	Farrell	Kelly	Olin	Van Cott
Coffey	Felter	Lewis	Oliver	Veeder
Darragh	Forsyth	Lindsay	Osborne	Walrath
Dayton	Haggerty	McCabe	Otis	Wilcox
Dimmick	Harpending	McDonald		

Mr. Earl moved that a committee of conference be appointed on the part of the Assembly and a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Hodges, Taylor, Price, Lindsay and Burns.

Ordered, That the Clerk return said bill to the Senate, with a message that they have non-concurred in the amendments of the Senate thereto, have appointed a committee of conference thereon, and request that a like committee be appointed on the part of the Senate.

The bill entitled "An act to amend chapter 287 of the Laws of 1879, entitled 'An act to provide for the formation of county and town co-operative insurance companies,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Littlejohn	Owen
Allen	Dimmick	Hooley	Locke, L. R.	Pierson
Baker	Donohue	Howe	McCabe	Priddy
Barnes	Duffy	Howland	McDonald	Rice
Barager	Earl	Hubbell	Moore	Roche
Beckwith	Ely	Hunt	Mullaney	Roosevelt
Binder	Erwin	Husted	Murphy	Scott
Boynton	Farnum	Jackson	Murray	Seeber
Briggs	Felter	Jobes	Nagle	Shoemaker
Brown, C. W.	Forsyth	Johnson, G. R.	Nash	Smith, W. E.
Childs	Garbutt	Johnson, S. W.	Nason	Taylor
Church	Haggerty	Jones	Nelson	Tremper
Clarke	Hall	Kent	Odell	Van Allen
Clapp	Harpending	Kneeland	Olin	Van Cott
Clinton	Haskell	Kruse	Oliver	Van Duzer
Coffey	Hawkins	Lewis	O'Neil	Welch
Craig	Heath	Lindsay	Osborne	Wilcox
Dean				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for the transfer of securities and property of bankrupt corporations to the receivers of such corporations, and for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Donnelly	Hodges	Littlejohn	Price
Bailey	Donohue	Hooley	Locke, L. R.	Priddy
Baker	Duffy	Howe	McCabe	Roche
Barager	Earl	Howland	McDonald	Roosevelt
Beckwith	Ely	Hubbell	Moore	Rosenthal
Binder	Erwin	Hunt	Murphy	Seeber
Boynton	Farnum	Husted	Murray	Shoemaker
Briggs	Felter	Jackson	Nagle	Smith, W. E.
Butler	Forsyth	Jobs	Nash	Sweet
Church	Garbutt	Johnson, G. R.	Odell	Taylor
Clarke	Geddes	Jones	Olin	Tremper
Clinton	Haggerty	Kelly	Oliver	Van Allen
Coffey	Hall	Kent	O'Neil	Van Cott
Craig	Harpending	Kneeland	Osborne	Van Duzer
Dean	Haskell	Kruse	Otis	Welch
Dibble	Hawkins	Lewis	Owen	Wilcox
Dimmick	Higgins	Lindsay	Pierson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 308, entitled "An act to incorporate the State Loan and Trust Company of the city of New York," and the same was ordered to a third reading.

Mr. Littlejohn moved that when the hour of six o'clock shall have arrived, this House take a recess until eight o'clock, P. M.

Mr. Van Cott moved to amend said motion so as to read "that the present session of the House be extended until seven o'clock."

Mr. Rice offered as a substitute "that when the hour of six o'clock shall have arrived, this House adjourn to meet to-morrow morning at ten o'clock."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Rice, and it was determined in the affirmative.

Mr. Oliver offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That there be printed 1,723 copies of the New York Civil List for the year 1884, ten of which shall be for each member of this Legislature and one for each officer and reporter of the Senate and Assembly, the same to be paid for at the rate of \$2.50 per copy.

Ordered, That said resolution be referred to the committee on public printing.

On motion of Mr. Briggs, and by unanimous consent, the bill entitled "An act to amend chapter 433 of the Laws of 1879, entitled 'An act authorizing the board of education of Union Free School District No. 1, Milton, to issue bonds to be known as 'extended school bonds;' to pay the school district bonds of said district maturing in the years 1880, 1885, 1890, and 1895,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Kneeland	Osborne
Allen	Curtis	Hawkins	Kruse	Otis
Bailey	Darragh	Hendricks	Lewis	Pierson
Baker	Dean	Hodges	Lindsay	Price
Barnes	Dibble	Hooley	Locke, S. D.	Priddy
Becker	Dimmick	House	Locke, L. R.	Rice
Beckwith	Donnelly	Howe	McDonald	Roche
Binder	Donohue	Howland	Moore	Scott
Boynton	Duffy	Hubbell	Mullaney	Shoemaker
Briggs	Earl	Husted	Murphy	Smith, W. E.
Brown, C. W.	Ely	Jackson	Murray	Sweet
Butler	Erwin	Jobes	Nagle	Taylor
Cady	Farnum	Johnson, G. R.	Nash	Tremper
Childs	Felter	Johnson, S. W.	Odell	Van Allen
Clarke	Garbutt	Jones	Olin	Van Duzer
Clapp	Haggerty	Kelly	Oliver	Veeder
Clinton	Hall	Kent	O'Neil	Welch
Coffey	Harpending			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Earl moved that the session be extended until half past six o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1884.

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 610, entitled "An act to amend chapter 196 of the Laws of 1835, entitled 'An act to incorporate the village of Mt. Morris,' and to amend, revise and consolidate the subsequent acts amendatory thereof."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were ,

Ackroyd	Coffey	Harpending	Lindsay	Rice
Bailey	Craig	Haskell	Littlejohn	Roche
Baker	Curtis	Hawkins	Locke, S. D.	Roosevelt
Barnes	Dean	Hendricks	Mullaney	Rosenthal
Barager	Dibble	Hodges	Murphy	Scott
Becker	Dimmick	House	Nagle	Seeber
Beckwith	Donnelly	Howe	Nash	Shoemaker

Binder	Donohue	Howland	Nelson	Smith, W. E.
Boynton	Duffy	Hubbell	Odell	Smith, C.
Briggs	Earl	Husted	Olin	Sweet
Brogan	Ely	Johnson, G. R.	Oliver	Taylor
Brown, C. W.	Erwin	Johnson, S. W.	O'Neil	Tremper
Butler	Farnum	Jones	Osborne	Van Allen
Cady	Felter	Joyce	Otis	Van Cott
Childs	Forsyth	Kent	Owen	Van Duzer
Church	Garbutt	Kneeland	Pierson	Veeder
Clarke	Haggerty	Kruse	Price	Welch
Clapp	Hall	Lewis	Priddy	Wilcox
Clinton				

On motion, of Mr. Scott, and by unanimous consent, the same was amended as follows :

Amend the title so as to read as follows :

“An act to revise, consolidate and amend the several acts constituting the charter of the village of Mount Morris.”

Amend section 1 so as to read as follows :

“SECTION 1. The charter of the village of Mount Morris, as contained in chapter 196 of the Laws of 1835, and the several acts amendatory thereof and supplementary thereto, is hereby revised, consolidated and amended so as to read as follows : ”

Change the numbers of the sections from and including section 2 to and including section 65, making section 2 section 1, and so on to the last-named section 65.

Change number of section 66 to number 2.

Change number of section 67 to number 3.

Change number of section 68 to number 4.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haggerty	Kneeland	Otis
Bailey	Dayton	Hall	Kruse	Pierson
Baker	Dean	Harpending	Lindsay	Priddy
Barnes	Dibble	Haskell	Littlejohn	Rice
Barager	Dimmick	Hawkins	Locke, L. R.	Roche
Becker	Donnelly	Hendricks	McCabe	Roosevelt
Beckwith	Donohue	Hodges	McDonald	Scott
Binder	Dreiss	House	Moore	Seeber
Boynton	Duffy	Howe	Murphy	Smith, W. E.
Briggs	Earl	Howland	Nagle	Sweet
Brown, J. H.	Ely	Hubbell	Nash	Taylor
Cady	Erwin	Hunt	Nelson	Tremper
Childs	Farnum	Jackson	Odell	Van Allen
Clarke	Farrell	Johnson, G. R.	Olin	Van Duzer
Clapp	Felter	Johnson, S. W.	Oliver	Veeder
Clinton	Forsyth	Jones	O'Neil	Welch
Coffey	Garbutt	Kelly	Osborne	Wilcox
Craig	Geddes	Kent		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. House moved that the session be extended until seven o'clock.

Mr. Oliver moved to amend said motion by changing the hour from seven to nine o'clock.

Mr. Hunt moved to lay said motion on the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hunt, and it was determined in the affirmative.

The bill entitled "An act to regulate the sale at public auction of goods, wares and merchandise in unincorporated villages," having been announced for a third reading,

On motion of Mr. Ely, and by unanimous consent, said bill was amended as follows :

Amend the title by striking out "unincorporated villages," and insert "the several towns of this State."

Strike out all of section 6, and insert the following:

"§ 6. Any person or persons who shall sell or offer for sale at public auction in any town where said license fee has been established, without first procuring a license as herein provided, shall be liable to a penalty of \$100, to be sued for by the supervisor for the benefit of the poor fund of such town."

Add as section 7 the following:

"§ 7. This act shall take effect immediately."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Duffy	House	Locke, S. D.	Price
Baker	Earl	Howe	Locke, L. R.	Priddy
Barnes	Ely	Howland	McDonald	Rice
Beckwith	Erwin	Hubbell	Moore	Roche
Binder	Farnum	Hunt	Mullaney	Roosevelt
Briggs	Felter	Husted	Murphy	Rosenthal
Brown, C. W.	Forsyth	Jackson	Nagle	Scott
Butler	Garbutt	Johnson, G. R.	Nash	Seeber
Cady	Geddes	Johnson, S. W.	Nason	Smith, C.
Church	Haggerty	Jones	Nelson	Sweet
Clarke	Hall	Kelly	Odell	Taylor
Clapp	Harpending	Kent	Olin	Tremper
Clinton	Haskell	Kneeland	Oliver	Van Allen
Coffey	Hawkins	Kruse	O'Neil	Van Cott
Curtis	Heath	Lewis	Osborne	Veeder
Darragh	Hendricks	Lindsay	Otis	Welch
Dibble	Hodges	Littlejohn	Pierson	Wilcox
Dimmick				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of six o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

THURSDAY, MAY 8, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

The journal of yesterday was read and approved.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended :

"An act in relation to the salaries of stenographers of the City Court of New York."

"An act to amend the charter of the Safety Fund Mutual Insurance Company."

"An act to amend chapter 276 of the Laws of 1867, entitled 'An act to amend, revise and consolidate the several acts relative to the village of Geddes, in the county of Onondaga.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

"An act to provide for the acquisition of title by the United States to land under water on the Hudson river for light-house purposes, and to cede jurisdiction thereof."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution for the establishment of bench-marks along the Cayuga lake and Seneca river; with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said resolution to the Senate.

The Senate returned the bill entitled "An act to amend chapter 508 of the Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments,'" with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate Messrs. Ellsworth, Titus and Vedder.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act reappropriating money for the payment of sums due to contractors for new work and extraordinary repairs on the canals, and to pay the certificates and drafts issued therefor."

"An act to authorize the supervisor of the town of Denmark, Lewis county, to convey certain land."

"An act to amend chapter 618 of the Laws of 1881, entitled 'An act to constitute a separate road district in that portion of Northfield lying outside of the village of Port Richmond.'"

"An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867, as amended by chapter 20 of the Laws of 1875."

"An act to constitute the supervisor of the town of Kendall, Orleans county, sole commissioner for the purpose of carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled 'An act to amend an act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850, so as to

permit municipal corporations to aid in the construction of railroads, and the several acts amendatory thereof, so far as the same apply to the town of Kendall, in the place of three commissioners heretofore appointed and now in office."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to authorize the consolidation of manufacturing corporations," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. Kruse, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 84, entitled "An act to further amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in the State,' as amended by chapter 327 of the Laws of 1873, and chapter 351 of the Laws of 1874, and chapter 80 of the Laws of 1880," and the same was ordered to a third reading.

The Senate sent for concurrence the bills entitled as follows:

"An act for the protection of persons insured against loss or damage by fire or other casualty," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance.

"An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on game laws.

The bill entitled "An act reappropriating an unexpended balance of a sum appropriated by chapter 133 of the Laws of 1883, for the purpose of providing for the premiums and other expenses of investment of certain funds of the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Boyce	Donnelly	House	McCabe	Scott
Boynton	Donohue	Howe	Murray	Seeber
Briggs	Dreiss	Howland	Noxon	Shoemaker
Brown, C. W.	Duffy	Hunt	Odell	Smith, W. E.
Cartwright	Earl	Husted	Olin	Smith, C.
Childs	Farnum	Johnson, G. R.	Oliver	Sweet
Church	Felter	Johnson, S. W.	O'Neil	Taylor
Clarke	Forsyth	Jones	Osborne	Tremper
Clapp	Geddes	Joyce	Otis	Van Allen
Clinton	Haggerty	Kittle	Owen	Van Cott
Coffey	Hall	Kneeland	Pierson	Van Duzer

Craig	Hasbrouck	Lewis	Pratt	Veeder
Curtis	Hawkins	Lindsay	Priddy	Walrath
Darragh	Heath	Littlejohn	Rice	Westfall
Dean	Higgins	Locke, S. D.	Roche	Whiteman
Dibble	Hodges	Locke, L. R.	Rosenthal	Wilcox
Dimmick				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. C. W. Brown moved that Senate bill No. 199, entitled "An act to provide for changing the site of county buildings," now on the order of third reading of bills, be recommitted to the committee of the whole.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. C. W. Brown, and it was determined in the affirmative.

{ AYES 53 }
{ NOES 13 }

Those who voted in the affirmative, were

Allen	Dreiss	Howe	Lindsay	Rice
Binder	Duffy	Howland	Locke, S. D.	Roche
Boynton	Earl	Hubbell	McCabe	Shoemaker
Brown, C. W.	Farnum	Hunt	McDonald	Sweet
Butler	Farrell	Jobes	Murray	Taylor
Church	Felter	Johnson, S.W.	Nelson	Van Cott
Clarke	Geddes	Jones	Odell	Welch
Craig	Haggerty	Joyce	Oliver	Whiteman
Darragh	Hasbrouck	Kneeland	O'Neil	Wilcox
Dimmick	Higgins	Kruse	Priddy	Zimmerman
Donohue	House	Lewis		

Those who voted in the negative, were

Boyce	Erwin	Husted	Otis	Tremper
Cartwright	Hall	Littlejohn	Pratt	Van Allen
Coffey	Hodges	Olin		

The bill entitled "An act in relation to certified copies of documents in the office of the Board of Railroad Commissioners, the fees to be charged therefor, and providing for a seal for the use of the board," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	House	Maher	Roche
Beckwith	Donohue	Howe	McCabe	Rosenthal
Binder	Dreiss	Howland	McDonald	Seeber
Boyce	Duffy	Hubbell	Murphy	Shoemaker

Boynton	Erwin	Hunt	Nash	Sipp
Briggs	Farnum	Husted	Nelson	Smith, W. E
Brown, C. W.	Felter	Jobs	Noxon	Sweet
Butler	Forsyth	Johnson, G. R.	Odell	Taylor
Cartwright	Garbutt	Johnson, S. W.	Olin	Tremper
Church	Geddes	Jones	Oliver	Van Allen
Clarke	Haggerty	Joyce	Osborne	Van Cott
Coffey	Hall	Kneeland	Otis	Van Duzer
Craig	Hasbrouck	Kruse	Owen	Veeder
Curtis	Hawkins	Lewis	Palmer	Welch
Darragh	Heath	Lindsay	Pratt	Whiteman
Dean	Hodges	Littlejohn	Priddy	Wilcox
Dibble	Horton	Locke, S. D.	Rice	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the publication of maps of the Adirondack Survey, and making an appropriation therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Earl	Hubbell	Murray	Rosenthal
Binder	Erwin	Hunt	Nelson	Seeber
Boynton	Farnum	Husted	Noxon	Shoemaker
Briggs	Felter	Jackson	Odell	Smith, W. E.
Brown, C. W.	Forsyth	Jobs	Olin	Sweet
Burns	Garbutt	Johnson, S. W.	Oliver	Taylor
Cartwright	Geddes	Jones	O'Neil	Tremper
Church	Haggerty	Joyce	Osborne	Van Allen
Clarke	Hasbrouck	Kneeland	Otis	Van Cott
Coffey	Hawkins	Kruse	Owen	Van Duzer
Curtis	Heath	Lewis	Palmer	Veeder
Darragh	Hodges	Lindsay	Pratt	Welch
Dean	Horton	Littlejohn	Priddy	Westfall
Dibble	House	Locke, S. D.	Rice	Whiteman
Dimmick	Howe	McCabe	Roche	Wilcox
Donohue	Howland	McDonald	Roosevelt	Zimmerman
Duffy				

For the negative,

Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 679 of the Laws of 1872, entitled 'An act authorizing the Commissioners of Public Charities and Correction in the city of New York to acquire title to portions of Ward's Island, and the water rights surrounding the same,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Donohue	Hubbell	Murray	Roosevelt
Beckwith	Duffy	Hunt	Nash	Scott
Binder	Erwin	Husted	Nelson	Seeber
Boynton	Farnum	Jackson	Noxon	Shoemaker
Briggs	Felter	Jobs	Odell	Sweet
Brown, C. W.	Garbutt	Johnson, S. W.	Olin	Taylor
Butler	Geddes	Jones	Oliver	Tremper
Cartwright	Haggerty	Joyce	O'Neil	Van Allen
Church	Hawkins	Kneeland	Osborne	Van Cott
Clarke	Heath	Kruse	Otis	Van Duzer
Clinton	Higgins	Lewis	Owen	Veeder
Coffey	Hodges	Lindsay	Palmer	Welch
Curtis	Horton	Littlejohn	Pratt	Whiteman
Dean	House	Locke, S. D.	Priddy	Wilcox
Dibble	Howe	Locke, L. R.	Rice	Zimmerman
Dimmick	Howland	McCabe	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act supplementary to chapter 452 of the Laws of 1883, entitled 'An act to authorize the Superintendent of Public Works to construct a reservoir on the Black river above Forestport pond at Forestport, Oneida county, and making an additional appropriation for the purpose mentioned in said act,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 2 }

Those who voted in the affirmative, were

Beckwith	Duffy	Hubbell	McDonald	Roche
Binder	Earl	Husted	Murray	Rosenthal
Boynton	Erwin	Jackson	Nelson	Scott
Briggs	Farnum	Jobs	Noxon	Seeber
Brown, C. W.	Farrell	Johnson, S. W.	Odell	Shoemaker
Burns	Felter	Jones	Olin	Smith, W. E.
Butler	Garbutt	Joyce	Oliver	Sweet
Cartwright	Geddes	Kneeland	O'Neil	Taylor
Clarke	Haggerty	Lewis	Osborne	Tremper
Clapp	Hawkins	Lindsay	Otis	Van Allen
Craig	Heath	Littlejohn	Owen	Van Cott
Darragh	Hendricks	Locke, S. D.	Palmer	Welch
Dibble	Higgins	Locke, L. R.	Pratt	Whiteman
Dimmick	Hodges	Maher	Priddy	Wilcox
Donohue	House	McCabe	Rice	Zimmerman

Those who voted in the negative, were

Horton Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for the purpose of acquiring,

constructing and operating railroads in foreign countries,' passed June 3, 1881," having been announced for a third reading,

Mr. Van Allen moved to strike out all after the enacting clause, and insert the following :

"SECTION 1. Section 5 of chapter 468 of the Laws of 1881, entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' is hereby amended so as to read as follows :

"§ 5. Every corporation formed under this act shall, in addition to the powers conferred on corporations under the laws of this State, have the following powers :

"1. To expend such sums of money from its treasury as the directors shall deem proper in making preliminary examinations and surveys for its proposed railroad or railroads, line or lines of telegraph, and of steamboats or sailing vessels, and in acquiring from foreign countries, nations or governments, the grants, concessions and privileges as below named.

"2. To take and receive from foreign countries, nations and governments such grants, concessions or privileges for the construction, acquisition, maintenance and operation of railroads, telegraph lines and vessels as may be consistent with the purposes of the corporation, and as may be granted or conceded to such company, and to hold the same under such restrictions, and with such duties and liabilities as may be fixed by the laws of such foreign country, nation or government, or as may be annexed to such grants or concessions.

"3. To construct, acquire, maintain and operate the lines of railroad, telegraph and shipping provided for by its articles of association, and to take and convey persons and property on their said transportation lines by the power or force of steam or of animals, or by mechanical or other power, and receive compensation therefor, regulating the time and manner in which passengers and property shall be transported, and the compensation to be paid therefor, in accordance with the laws of the place or country where the same are situated.

"4. To take and hold by purchase, or by voluntary grant, such real estate and other property in foreign countries as may be necessary or convenient for the construction, maintenance and accommodation of its said lines, and to sell and convey, or to mortgage, or to lease such real estate or other property so acquired in foreign countries ; but such corporation shall be subject to such duties, liabilities and restrictions as to the transfer of its property by deed, mortgage, lease or otherwise in foreign countries as may be fixed by the country in which the same may be located.

"5. To purchase, hold and use such real estate and other property in this State as may be necessary for the conduct of its business, provided that such company shall not hold real estate in this State exceeding in value the sum of \$1,000,000.

"6. To acquire by purchase or otherwise any railroad or railroads, or line or lines of telegraph constructed or in process of construction in any foreign country or countries, and any grants, concessions, franchises, rights, privileges and immunities relating thereto, and also power to mortgage or to sell and convey to any person or persons, or any corporation or corporations created by this or any other State, or any foreign government, the whole or any part of the railroads, line

or lines of telegraph, steamboats, sailing vessels, grants, concessions, franchises, rights, privileges, immunities and other property of any sort or description held or owned, or to be acquired by it; provided, however, that the powers of sale hereinbefore granted shall only be exercised by a majority of the entire board of directors of said corporation, with the concurrence, in writing, of the holders of two-thirds in amount of the capital stock thereof.

“§ 2. This act shall take effect immediately.”

Amend the title so as to read as follows :

“An act to amend chapter 468 of the Laws of 1881, entitled ‘An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries.’”

Mr. Earl moved that said bill be recommitted to the committee on railroads, retaining its place on the order of third reading of bills.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, “Shall the main question be now put ?” and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Earl, and it was determined in the negative.

Mr. Van Cott raised the point of order that said bill having been introduced after the 15th day of March, it was not in order to read the same until all bills on the order of third reading of bills introduced prior to that date are read.

Mr. Speaker decided the point of order well taken.

Whereupon said bill was laid aside.

The Senate bill entitled “An act to amend chapter 113 of the Laws of 1883, entitled ‘An act in relation to alterations of highways, streets or bridges in incorporated villages,’” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 7 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hawkins	Kent	Otis
Beckwith	Dimmick	Higgins	Kneeland	Owen
Binder	Donohue	Hodges	Lewis	Palmer
Boyce	Dreiss	Hooley	Lindsay	Pierson
Boynton	Duffy	House	Littlejohn	Roche
Briggs	Earl	Howland	Miles	Roosevelt
Brown, C. W.	Ely	Hubbell	Moore	Sweet
Brown, J. H.	Farnum	Hunt	Mullaney	Taylor
Burns	Farrell	Husted	Nagle	Tremper
Butler	Felter	Jackson	Nelson	Van Allen
Cartwright	Forsyth	Jobes	Noxon	Van Cott
Church	Garbutt	Johnson, G. R.	Oliver	Veeder
Clarke	Geddes	Johnson, S. W.	O'Neil	Welch
Clapp	Haggerty	Jones	Osborne	Whiteman
Darragh	Hall	Joyce		

Those who voted in the negative, were

Allen	Kruse	McCabe	Olin	Zimmerman
Becker	Locke, S. D.			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 474 of the Laws of 1866, entitled 'An act to incorporate Watertown River Park Association,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Duffy	Howland	Locke, S. D.	Priddy
Becker	Earl	Hubbell	McCabe	Roche
Beckwith	Ely	Hunt	Murphy	Roosevelt
Binder	Farnum	Husted	Nagle	Seeber
Boyce	Felter	Jackson	Nelson	Shoemaker
Boynton	Forsyth	Jobs	Noxon	Smith, W. E.
Briggs	Garbutt	Johnson, G. R.	Odell	Taylor
Brown, C. W.	Geddes	Johnson, S. W.	Oliver	Tremper
Brown, J. H.	Hall	Jones	O'Neil	Van Allen
Burns	Harpending	Joyce	Osborne	Van Cott
Cartwright	Hawkins	Kent	Otis	Veeder
Clapp	Heath	Kneeland	Owen	Welch
Darragh	Hodges	Kruse	Palmer	Whiteman
Dibble	Horton	Lindsay	Pierson	Wilcox
Dimmick	House	Littlejohn	Price	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York, in relation to the commissioners of accounts, New York city,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	Hodges	Littlejohn	Pierson
Becker	Donohue	Howland	Locke, L. R.	Price
Beckwith	Dreiss	Hubbell	McCabe	Rice
Binder	Duffy	Hunt	Mullaney	Roche
Boyce	Earl	Husted	Nagle	Roosevelt
Boynton	Ely	Jackson	Nelson	Seeber
Briggs	Farnum	Jobs	Noxon	Smith, W. E.
Brown, C. W.	Felter	Johnson, G. R.	Odell	Sweet
Brown, J. H.	Garbutt	Johnson, S. W.	Olin	Taylor
Burns	Geddes	Jones	Oliver	Tremper
Butler	Haggerty	Kelly	O'Neil	Van Allen
Cartwright	Hall	Kneeland	Osborne	Van Cott
Clarke	Hasbrouck	Kruse	Otis	Van Duzer
Darragh	Hawkins	Lewis	Owen	Veeder
Dean	Heath	Lindsay	Palmer	Wilcox
Dibble	Higgins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide the city of Utica with pure and wholesome water," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	House	Littlejohn	Pratt
Becker	Dimmick	Howe	Locke, S. D.	Priddy
Beckwith	Donohue	Howland	Locke, L. R.	Rice
Binder	Dreiss	Hubbell	McCabe	Roche
Boyce	Earl	Hunt	Miles	Roosevelt
Boynton	Ely	Husted	Murray	Rosenthal
Briggs	Felter	Jackson	Nash	Seeber
Brown, C. W.	Garbutt	Jobs	Nelson	Sweet
Brown, J. H.	Geddes	Johnson, G. R.	Noxon	Taylor
Burns	Haggerty	Johnson, S. W.	Odell	Tremper
Butler	Hall	Jones	Oliver	Van Allen
Cartwright	Hasbrouck	Joyce	Osborne	Van Cott
Childs	Hawkins	Kelly	Otis	Van Duzer
Clarke	Heath	Kneeland	Owen	Veeder
Clapp	Higgins	Kruse	Palmer	Welch
Darragh	Hodges	Lindsay	Pierson	Zimmerman
Dayton	Horton			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 349 of the Laws of 1872, entitled 'An act to authorize the appointment of commissioners to fix the grade and improve sidewalks, and open and improve streets in the town of New Lots, Kings county,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Hubbell	Maher	Rice
Barager	Donohue	Hunt	Murphy	Roche
Becker	Dreiss	Husted	Murray	Roosevelt
Beckwith	Duffy	Jobs	Nagle	Rosenthal
Binder	Earl	Johnson, G. R.	Noxon	Seeber
Boyce	Ely	Johnson, S. W.	Odell	Smith, W. E.
Brown, C. W.	Erwin	Jones	Olin	Sweet
Brown, J. H.	Farnum	Joyce	Oliver	Taylor
Burns	Farrell	Kent	O'Neil	Tremper
Butler	Felter	Kneeland	Osborne	Van Allen
Cartwright	Garbutt	Kruse	Otis	Van Cott
Childs	Haggerty	Lewis	Owen	Veeder
Clarke	Hasbrouck	Littlejohn	Pierson	Walrath
Clapp	Hawkins	Locke, S. D.	Pratt	Welch
Craig	Heath	Locke, L. R.	Priddy	Zimmerman
Darragh	Howland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 49 of the Laws of 1878, entitled 'An act in relation to noxious weeds and brush in public highways,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Barager	Dibble	Heath	McCabe	Rosenthal
Becker	Donnelly	Hodges	McDonald	Scott
Binder	Dreiss	Howe	Mullaney	Seeber
Boyce	Duffy	Howland	Murray	Smith, C.
Brown, C. W.	Earl	Hubbell	Nelson	Sweet
Burns	Ely	Hunt	Noxon	Taylor
Butler	Erwin	Husted	Oliver	Tremper
Cartwright	Farnum	Jackson	O'Neil	Van Allen
Childs	Farrell	Jobs	Osborne	Van Cott
Church	Felter	Johnson, G. R.	Otis	Van Duzer
Clarke	Garbutt	Johnson, S. W.	Owen	Veeder
Coffey	Geddes	Jones	Palmer	Welch
Craig	Haggerty	Kent	Pierson	Whiteman
Curtis	Hall	Kneeland	Rice	Wilcox
Darragh	Hasbrouck	Lindsay	Roche	Zimmerman
Dean	Hawkins	Littlejohn		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Church, and by unanimous consent, Senate bill entitled "An act to authorize Long Island City to create a fund to liquidate annual arrearages," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Barager	Donohue	Hubbell	McCabe	Rice
Becker	Dreiss	Hunt	Miles	Roche
Beckwith	Earl	Husted	Mullaney	Scott
Briggs	Ely	Jackson	Murray	Seeber
Brown, C. W.	Farnum	Johnson, G. R.	Nagle	Shoemaker
Burns	Felter	Johnson, S. W.	Nelson	Smith, W. E.
Butler	Garbutt	Jones	Noxon	Taylor
Cartwright	Haggerty	Joyce	Odell	Tremper
Childs	Hall	Kent	Oliver	Van Allen
Church	Hasbrouck	Kneeland	O'Neil	Van Cott
Clapp	Hawkins	Kruse	Osborne	Van Duzer
Clinton	Hendricks	Lindsay	Otis	Veeder
Craig	Hodges	Littlejohn	Owen	Westfall
Darragh	Horton	Locke, S. D.	Palmer	Wilcox
Dibble	House	Maher	Pierson	Zimmerman
Dimmick	Howland			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for a commission to inquire into the character and condition of tenement-houses and their occupants in the city of New York," having been announced for a third reading,

On motion of Mr. Howe, and by unanimous consent, the title was amended so as to read as follows :

"An act to provide for a commission to inquire into the character and condition of tenement-houses in the city of New York."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hasbrouck	Kruse	Otis
Barager	Darragh	Hawkins	Lewis	Owen
Becker	Dean	Hodges	Littlejohn	Palmer
Beckwith	Dibble	House	McCabe	Rice
Binder	Dimmick	Howe	McDonald	Roche
Boyce	Donnelly	Howland	Miles	Rosenthal
Boynton	Donohue	Hubbell	Moore	Seeber
Briggs	Earl	Husted	Murray	Smith, C.
Brown, C. W.	Ely	Jackson	Nagle	Tremper
Burns	Erwin	Jobs	Nelson	Van Allen
Butler	Farnum	Johnson, G. R.	Noxon	Van Cott
Cady	Felter	Johnson, S. W.	Odell	Westfall
Cartwright	Garbutt	Jones	Oliver	Whiteman
Childs	Geddes	Joyce	O'Neil	Wilcox
Coffey	Haggerty	Kent	Osborne	Zimmerman
Craig	Hall			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with an amendment.

The Senate bill entitled "An act to authorize the common council of the city of Ogdensburg, in the year 1884, to levy a tax upon the property in said city liable to taxation sufficient to pay off the outstanding past-due debts of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Heath	Littlejohn	Pierson
Baker	Darragh	Hendricks	Locke, S. D.	Priddy
Barager	Dibble	Horton	Locke, L. R.	Rice
Becker	Dimmick	Howe	McCabe	Roche
Binder	Duffy	Howland	Nagle	Rosenthal

Boyce	Ely	Hubbell	Nash	Seeber
Boynton	Erwin	Hunt	Nelson	Shoemaker
Brown, C. W.	Farrell	Husted	Noxon	Smith, W. E.
Brown, J. H.	Felter	Jackson	Odell	Van Allen
Burns	Garbutt	Jobes	Oliver	Van Cott
Butler	Geddes	Johnson, S. W.	O'Neil	Van Duzer
Cartwright	Haggerty	Jones	Osborne	Veeder
Childs	Hall	Kittle	Otis	Whiteman
Church	Hasbrouck	Kneeland	Owen	Wilcox
Clarke	Haskell	Kruse	Palmer	Zimmerman
Clapp	Hawkins	Lindsay		

For the negative,

Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act in relation to the incorporation of villages," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 3 }

Those who voted in the affirmative, were

Baker	Darragh	Hawkins	Mullaney	Rosenthal
Barager	Dibble	Hendricks	Murphy	Seeber
Becker	Dimmick	Howe	Nagle	Shoemaker
Binder	Donohue	Howland	Nelson	Smith, W. E.
Boyce	Dreiss	Hubbell	Noxon	Sweet
Boynton	Duffy	Husted	Odell	Taylor
Briggs	Erwin	Jackson	O'Neil	Van Allen
Brown, C. W.	Farnum	Johnson, G. R.	Osborne	Van Cott
Brown, J. H.	Felter	Johnson, S. W.	Owen	Van Duzer
Burns	Garbutt.	Jones	Palmer	Veeder
Butler	Geddes	Kneeland	Pierson	Walrath
Cartwright	Haggerty	Locke, S. D.	Priddy	Welch
Childs	Hall	Locke, L. R.	Rice	Westfall
Clapp	Harpending	McCabe	Roche	Whiteman
Craig	Hasbrouck	Moore	Roosevelt	Zimmerman

Those who voted in the negative, were

Dayton Higgins Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 136 of the Laws of 1868, entitled 'An act to incorporate the village of Cobleskill, Schoharie county, as amended by chapter 183 of the Laws of 1870,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	House	Moore	Roche
Baker	Dibble	Howe	Mullaney	Roosevelt
Barager	Dimmick	Howland	Murray	Rosenthal
Becker	Donohue	Husted	Nagle	Seeber
Binder	Duffy	Jackson	Nason	Shoemaker
Boyce	Earl	Jobes	Nelson	Sweet
Boynton	Ely	Johnson, G. R.	Noxon	Taylor
Briggs	Erwin	Johnson, S. W.	Odell	Van Allen
Brown, C. W.	Felter	Jones	Oliver	Van Cott
Brown, J. H.	Forsyth	Kent	O'Neil	Van Duzer
Burns	Garbutt	Kneeland	Osborne	Veeder
Butler	Haggerty	Kruse	Otis	Walrath
Cartwright	Hall	Littlejohn	Owen	Welch
Childs	Hasbrouck	Locke, S. D.	Palmer	Whiteman
Clarke	Haskell	Locke, L. R.	Pratt	Wilcox
Clapp	Hawkins	McCabe	Rice	Zimmerman
Coffey	Hodges			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State in counties containing over three hundred thousand inhabitants," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 1 }

Those who voted in the affirmative, were

Bailey	Dimmick	Howland	Nash	Rice
Baker	Dreiss	Hubbell	Nason	Roche
Beckwith	Earl	Husted	Nelson	Roosevelt
Binder	Ely	Jackson	Noxon	Rosenthal
Boyce	Farnum	Jobes	Odell	Seeber
Boynton	Farrell	Johnson, G. R.	Oliver	Shoemaker
Briggs	Felter	Johnson, S. W.	O'Neil	Sweet
Brown, C. W.	Forsyth	Jones	Osborne	Van Allen
Brown, J. H.	Garbutt	Kent	Otis	Van Cott
Burns	Geddes	Kittle	Owen	Van Duzer
Butler	Haggerty	Kneeland	Palmer	Veeder
Cartwright	Hall	Littlejohn	Pierson	Walrath
Clapp	Hasbrouck	Locke, S. D.	Pratt	Whiteman
Coffey	Hawkins	Moore	Price	Wilcox
Darragh	Hendricks	Murphy	Priddy	Zimmerman
Dibble	Howe	Nagle		

For the negative,

Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to ratify and confirm the proceedings to incorporate the East Buffalo Central Land Association in the city of Buffalo and county of Erie, in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 2 }

Those who voted in the affirmative, were

Bailey	Donohue	House	Nagle	Roche
Baker	Dreiss	Howe	Nash	Roosevelt
Barager	Duffy	Howland	Nason	Rosenthal
Becker	Earl	Hubbell	Nelson	Seeber
Beckwith	Ely	Husted	Noxon	Shoemaker
Binder	Erwin	Jackson	Odell	Smith, W. E.
Boyce	Felter	Jobes	Oliver	Sweet
Briggs	Forsyth	Johnson, S. W.	O'Neil	Van Allen
Brown, C. W.	Garbutt	Jones	Osborne	Van Cott
Burns	Geddes	Joyce	Otis	Van Duzer
Butler	Haggerty	Kelly	Owen	Veeder
Cartwright	Hall	Kruse	Pierson	Welch
Clapp	Hasbrouck	Lewis	Pratt	Whiteman
Clinton	Hawkins	Lindsay	Price	Wilcox
Dibble	Heath	Littlejohn	Priddy	Zimmerman
Dimmick	Hendricks	Moore		

Those who voted in the negative, were

Dayton Hodges

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to legalize the official acts and proceedings of William H. H. Davis, a justice of the peace of the town of Bolton, Warren county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Higgins	Locke, S. D.	Roosevelt
Allen	Dibble	Hodges	Locke, L. R.	Seeber
Bailey	Dimmick	Horton	Miles	Shoemaker
Baker	Donohue	House	Moore	Smith, W. E.
Barager	Earl	Howe	Mullaney	Sweet
Becker	Ely	Howland	Murphy	Taylor
Brown, C. W.	Erwin	Hubbell	Nagle	Tremper
Brown, J. H.	Farnum	Husted	Nelson	Van Allen
Burns	Felter	Jackson	Noxon	Van Cott
Butler	Forsyth	Jobes	Odell	Van Duzer
Cady	Garbutt	Johnson, G. R.	Oliver	Veeder
Cartwright	Geddes	Johnson, S. W.	Osborne	Walrath

Clarke	Haggerty	Jones	Otis	Welch
Clapp	Hall	Joyce	Price	Whiteman
Clinton	Hawkins	Kruse	Priddy	Wilcox
Coffey	Heath	Lindsay	Rice	Zimmerman
Craig	Hendricks	Littlejohn	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to annex to the city of Brooklyn the town of New Lots, and to provide for its government," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Howland	Mullaney	Rosenthal
Bailey	Dimmick	Hubbell	Murray	Scott
Baker	Donnelly	Hunt	Nagle	Seeber
Barager	Donohue	Jackson	Nash	Shoemaker
Becker	Dreiss	Johnson, G. R.	Nason	Smith, W. E.
Beckwith	Duffy	Johnson, S. W.	Nelson	Sweet
Brown, C. W.	Earl	Jones	Odell	Taylor
Burns	Felter	Kelly	Oliver	Tremper
Butler	Garbutt	Kneeland	O'Neil	Van Allen
Cady	Geddes	Kruse	Otis	Van Cott
Cartwright	Haggerty	Lewis	Owen	Van Duzer
Childs	Hall	Lindsay	Palmer	Veeder
Clarke	Hasbrouck	Littlejohn	Pierson	Walrath
Clapp	Hawkins	Locke, S. D.	Pratt	Welch
Clinton	Heath	Locke, L. R.	Price	Whiteman
Coffey	Hendricks	McDonald	Rice	Wilcox
Craig	Higgins	Moore	Roosevelt	Zimmerman
Dean	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Clinton, and by unanimous consent, Senate bill Int. No. 666, entitled "An act to amend chapter 59 of the Laws of 1882, entitled 'An act to incorporate the Buffalo Merchants' Exchange,'" was substituted for Assembly bill No. 727, same title, and was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Howe	McCabe	Rice
Bailey	Dimmick	Howland	Moore	Roche
Baker	Earl	Hubbell	Murphy	Rosenthal
Barager	Ely	Husted	Murray	Seeber
Binder	Erwin	Jackson	Nagle	Shoemaker
Boyce	Farnum	Jobes	Nason	Smith, W. E.

Brown, C. W.	Farrell	Johnson, G. R.	Nelson	Sweet
Brown, J. H.	Felter	Johnson, S. W.	Noxon	Taylor
Burns	Forsyth	Jones	Oliver	Tremper
Butler	Garbutt	Kent	O'Neil	Van Allen
Cartwright	Geddes	Kruse	Osborne	Van Cott
Childs	Haggerty	Lewis	Otis	Van Duzer
Clarke	Hall	Lindsay	Owen	Veeder
Clinton	Hasbrouck	Littlejohn	Palmer	Welch
Coffey	Hawkins	Locke, S. D.	Pierson	Whiteman
Craig	Heath	Locke, L. R.	Pratt	Wilcox
Darragh	Hodges	Maher	Priddy	Zimmerman
Dean	House			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to authorize the raising and expenditure of money for improving the condition of streets and avenues in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Dimmick	Howland	Locke, L. R.	Pierson
Bailey	Dreiss	Hubbell	Moore	Priddy
Baker	Ely	Husted	Mullaney	Roosevelt
Binder	Farnum	Jackson	Murray	Scott
Brown, C. W.	Felter	Jobes	Nason	Seeber
Brown, J. H.	Forsyth	Johnson, G. R.	Nelson	Shoemaker
Burns	Garbutt	Johnson, S. W.	Noxon	Smith, W. E.
Cartwright	Geddes	Jones	Odell	Van Allen
Childs	Haggerty	Joyce	Olin	Van Cott
Clarke	Hall	Kelly	Oliver	Van Duzer
Clapp	Hasbrouck	Kent	O'Neil	Veeder
Clinton	Hawkins	Kneeland	Osborne	Welch
Craig	Heath	Kruse	Otis	Whiteman
Dayton	Hendricks	Lewis	Owen	Wilcox
Dean	Higgins	Littlejohn	Palmer	Zimmerman
Dibble	House	Locke, S. D.		

For the negative,

Coffey

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 639 of the Laws of 1868, entitled 'An act to amend the act incorporating the village of Phoenix, in the county of Oswego,' and the several acts amendatory thereof," having been announced for a third reading,

On motion of Mr. Sweet, and by unanimous consent, the same was amended as follows :

In title 1, section 1, line 3, strike out the words "to wit," and insert the words "as follows."

In title 3, section 6, subdivision 5, line 26, strike out the word "regulate."

In subdivision 26, line 128, after the word "apparatus," insert the words "having been first directed thereto by a vote of a majority of the taxable inhabitants of said village."

Same subdivision, line 129, erase the words "make aqueducts, cisterns and reservoirs."

Same subdivision, line 131, after the words "resolution which," insert the words "has been or."

In title 7, section 1, line 9, after the words "said village," insert the words "intersecting a public highway."

In title 8, section 1, line 8, strike out the word "two," and insert the word "one."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Dreiss	Hunt	Miles	Rosenthal
Bailey	Duffy	Husted	Moore	Scott
Baker	Ely	Jackson	Mullaney	Seeber
Beckwith	Erwin	Jobes	Nagle	Smith, C.
Binder	Farnum	Johnson, G. R.	Nason	Smith, W. E.
Boyce	Felter	Johnson, S. W.	Noxon	Sweet
Brown, C. W.	Forsyth	Jones	Odell	Taylor
Brown, J. H.	Garbutt	Joyce	Oliver	Van Allen
Burns	Geddes	Kelly	Osborne	Van Cott
Butler	Haggerty	Kent	Otis	Van Duzer
Cartwright	Haskell	Kruse	Owen	Veeder
Clarke	Hawkins	Lindsay	Pierson	Walrath
Clapp	Heath	Littlejohn	Pratt	Welch
Clinton	Hodges	Locke, S. D.	Priddy	Whiteman
Coffey	House	Locke, L. R.	Rice	Wilcox
Dean	Howland	McDonald	Roche	Zimmerman
Dibble	Hubbell			

For the negative,

Dayton

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish a board of county assessors in the county of Richmond," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

Bailey	Dimmick	Hubbell	Miles	Roosevelt
Baker	Dreiss	Hunt	Moore	Seeber
Barager	Farnum	Husted	Mullaney	Shoemaker
Becker	Farrell	Jackson	Murray	Smith, W. E.
Binder	Felter	Jobes	Nagle	Sweet
Boyce	Forsyth	Johnson, S. W.	Nason	Taylor

Boynton	Garbutt	Jones	Nelson	Tremper
Brown, C. W.	Geddes	Kelly	Noxon	Van Allen
Cartwright	Haggerty	Kent	Odell	Van Cott
Childs	Hall	Kittle	Oliver	Van Duzer
Clarke	Harpending	Kruse	O'Neil	Veeder
Clapp	Haskell	Lewis	Osborne	Walrath
Coffey	Hawkins	Lindsay	Owen	Welch
Craig	Higgins	Littlejohn	Pierson	Whiteman
Darragh	Hodges	Locke, S. D.	Pratt	Wilcox
Dayton	House	Maher	Priddy	Zimmerman
Dibble	Howland	McCabe	Rice	

Those who voted in the negative, were

Brown, J. H. Butler

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Roosevelt, in accordance with a notice previously given, moved to suspend Rule 41, in order that Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," may be ordered to a third reading by a majority vote without the same having been considered in the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 68 }
{ NOES 44 }

Those who voted in the affirmative, were

Bailey	Dibble	Howe	Locke, L. R.	Roosevelt
Baker	Erwin	Howland	Nash	Scott
Barager	Farnum	Hubbell	Nason	Seeber
Becker	Forsyth	Hunt	Noxon	Shoemaker
Beckwith	Garbutt	Husted	Olin	Sweet
Binder	Geddes	Jones	O'Neil	Taylor
Boyce	Hall	Joyce	Otis	Tremper
Boynton	Hasbrouck	Kelly	Owen	Van Allen
Cartwright	Haskell	Kent	Palmer	Van Duzer
Clapp	Hawkins	Kneeland	Pierson	Welch
Clinton	Heath	Kruse	Pratt	Westfall
Curtis	Hendricks	Lewis	Price	Zimmerman
Dayton	Hodges	Littlejohn	Priddy	Speaker
Dean	House	Locke, S. D.		

Those who voted in the negative, were

Ackroyd	Donnelly	Higgins	Miles	Rice
Allen	Donohue	Jackson	Moore	Roche
Burns	Dreiss	Jobes	Mullaney	Rosenthal
Childs	Duffy	Johnson, G. R.	Murphy	Smith, W. E.
Clarke	Earl	Johnson, S. W.	Murray	Van Cott
Coffey	Ely	Lindsay	Nagle	Walrath
Craig	Farrell	Maher	Odell	Whiteman
Darragh	Felter	McCabe	Oliver	Wilcox
Dimmick	Haggerty	McDonald	Osborne	

Mr. Roosevelt moved that the committee of the whole be discharged from the further consideration of Senate bill entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 66 }
{ NOES 43 }

Those who voted in the affirmative, were

Bailey	Dean	Hodges	Lewis	Price
Baker	Dibble	House	Littlejohn	Priddy
Barager	Erwin	Howe	Locke, S. D.	Roosevelt
Becker	Farnum	Howland	Locke, L. R.	Scott
Beckwith	Forsyth	Hubbell	Nash	Seeber
Binder	Garbutt	Hunt	Nason	Shoemaker
Boyce	Geddes	Husted	Noxon	Sweet
Boynton	Hall	Jones	Olin	Taylor
Briggs	Hasbrouck	Joyce	O'Neil	Tremper
Cartwright	Haskell	Kelly	Otis	Van Allen
Clapp	Hawkins	Kent	Owen	Van Duzer
Clinton	Heath	Kneeland	Palmer	Westfall
Curtis	Hendricks	Kruse	Pratt	Zimmerman
Dayton				

Those who voted in the negative, were

Allen	Dimmick	Higgins	Miles	Rice
Brown, C. W.	Donnelly	Jackson	Mullaney	Roche
Brown, J. H.	Donohue	Jobes	Murphy	Rosenthal
Butler	Dreiss	Johnson, G. R.	Murray	Smith, W. E.
Childs	Duffy	Johnson, S. W.	Nagle	Van Cott
Clarke	Ely	Lindsay	Odell	Walrath
Coffey	Farrell	Maher	Oliver	Whiteman
Craig	Felter	McCabe	Osborne	Wilcox
Darragh	Haggerty	McDonald		

Mr. Roosevelt, in accordance with a notice previously given, moved to suspend Rule 43 in order that Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," may be ordered read out of its order on the third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 67 }
{ NOES 45 }

Those who voted in the affirmative, were

Baker	Dibble	Howe	Locke, L. R.	Roosevelt
Barager	Erwin	Howland	Nash	Scott
Becker	Farnum	Hubbell	Nason	Seeber
Beckwith	Forsyth	Hunt	Noxon	Shoemaker
Binder	Garbutt	Husted	Olin	Sweet
Boyce	Geddes	Jones	O'Neil	Taylor
Boynton	Hall	Kelly	Otis	Tremper
Briggs	Hasbrouck	Kent	Owen	Van Allen
Cartwright	Hawkins	Kneeland	Palmer	Van Duzer
Clapp	Heath	Kruse	Pierson	Veeder
Clinton	Hendricks	Lewis	Pratt	Welch
Curtis	Hodges	Littlejohn	Price	Zimmerman
Dayton	Horton	Locke, S. D.	Priddy	Speaker
Dean	House			

Those who voted in the negative, were

Ackroyd	Coffey	Ely	Maher	Oliver
Allen	Craig	Farrell	McCabe	Osborne
Barnes	Darragh	Felter	McDonald	Rice
Brown, C. W.	Dimmick	Haggerty	Miles	Roche
Brown, J. H.	Donnelly	Harpending	Mullaney	Rosenthal
Burns	Donohue	Higgins	Murphy	Smith, W. E.
Butler	Dreiss	Jobs	Murray	Van Cott
Childs	Duffy	Johnson, G. R.	Nagle	Walrath
Clarke	Earl	Johnson, S. W.	Odell	Wilcox

Mr. Roosevelt moved that Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members present voting in favor thereof.

{ AYES 68 }
{ NOES 41 }

Those who voted in the affirmative, were

Bailey	Dayton	Horton	Littlejohn	Priddy
Baker	Dean	House	Locke, S. D.	Roosevelt
Barager	Dibble	Howe	Locke, L. R.	Scott
Becker	Erwin	Howland	Nash	Seeber
Beckwith	Farnum	Hubbell	Nason	Shoemaker
Binder	Forsyth	Hunt	Noxon	Sweet
Boyce	Garbutt	Husted	Olin	Tremper
Boynton	Geddes	Jones	O'Neil	Van Allen
Briggs	Hasbrouck	Joyce	Otis	Van Duzer
Cartwright	Haskell	Kelly	Owen	Veeder
Church	Hawkins	Kent	Palmer	Welch
Clapp	Heath	Kneeland	Pierson	Zimmerman
Clinton	Hendricks	Kruse	Pratt	Speaker
Curtis	Hodges	Lewis		

Those who voted in the negative, were

Ackroyd	Coffey	Harpending	Maher	Osborne
Allen	Craig	Higgins	McDonald	Rice
Barnes	Darragh	Hooley	Miles	Roche
Brown, C. W.	Dimmick	Jackson	Mullaney	Rosenthal
Brown, J. H.	Donnelly	Jobs	Murray	Smith, W. E.
Burns	Donohue	Johnson, G. R.	Nagle	Van Cott
Butler	Duffy	Johnson, S. W.	Odell	Walrath
Childs	Felter	Lindsay	Oliver	Wilcox
Clarke	Haggerty			

The Senate bill entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," having been announced for a third reading,

Mr. Dayton moved to amend by adding at the end of section 2 the following: "Provided that any commissioner or head of department, appointed under the provisions of this act, shall not hold office for any longer term or period than the term of office of the mayor by whom such commissioner or head of department shall be appointed, and thirty days thereafter."

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Dayton, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 71 }
{ NOES 44 }

Those who voted in the affirmative, were

Bailey	Dean	Horton	Littlejohn	Priddy
Baker	Dibble	House	Locke, S. D.	Roosevelt
Barager	Erwin	Howe	Locke, L. R.	Scott
Becker	Farnum	Howland	Nash	Seeber
Beckwith	Garbutt	Hubbell	Nelson	Shoemaker
Boyce	Geddes	Hunt	Noxon	Sweet
Boynton	Hall	Husted	Olin	Taylor
Briggs	Harpending	Jones	O'Neil	Tremper
Butler	Hasbrouck	Joyce	Otis	Van Allen
Cartwright	Haskell	Kelly	Owen	Van Duzer
Church	Hawkins	Kent	Palmer	Welch
Clapp	Heath	Kueeland	Pierson	Westfall
Clinton	Hendricks	Kruse	Pratt	Zimmerman
Curtis	Hodges	Lewis	Price	Speaker
Dayton				

Those who voted in the negative, were

Allen	Darragh	Haggerty	McDonald	Rice
Barnes	Dimmick	Higgins	Miles	Roche
Brown, C. W.	Donnelly	Jackson	Mullaney	Rosenthal
Brown, J. H.	Donohue	Jobes	Murphy	Smith, W. E.
Burns	Dreiss	Johnson, G. R.	Murray	Van Cott
Childs	Duffy	Johnson, S. W.	Nagle	Walrath
Clarke	Ely	Lindsay	Odell	Whiteman
Coffey	Farrell	Maher	Oliver	Wilcox
Craig	Felter	McCabe	Osborne	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Husted moved that the House do now go into committee of the whole on the bills entitled as follows:

Senate, "An act to create a forest commission for the State of New York, and making an appropriation therefor."

"An act to provide for the better protection of the public lands of the State, and for the appointment of foresters."

"An act for the appointment of a commissioner of the Adirondack forest, and to define his powers and duties."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 65 }
 { NOES 26 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hendricks	Kneeland	Price
Baker	Donnelly	Hodges	Kruse	Priddy
Barager	Donohue	Horton	Lewis	Rice
Becker	Dreiss	House	Littlejohn	Roosevelt
Binder	Duffy	Howe	Maher	Rosenthal
Boynton	Earl	Howland	McDonald	Scott
Brown, C. W.	Erwin	Hubbell	Murray	Shoemaker
Cartwright	Haggerty	Hunt	Nelson	Sweet
Clapp	Hall	Husted	Oliver	Tremper
Clinton	Hasbrouck	Jones	O'Neil	Van Allen
Coffey	Haskell	Joyce	Osborne	Van Cott
Darragh	Hawkins	Kelly	Otis	Walrath
Dibble	Heath	Kent	Pierson	Welch

Those who voted in the negative, were

Allen	Curtis	Jackson	Locke, L. R.	Smith, W. E.
Barnes	Felter	Johnson, G. R.	Noxon	Taylor
Beckwith	Forsyth	Johnson, S. W.	Owen	Van Duzer
Boyce	Garbutt	Lewis	Palmer	Wilcox
Burns	Geddes	Locke, S. D.	Pratt	Zimmerman
Church				

The House then resolved itself into a committee of the whole, and proceeded to the consideration of general orders, being the bills entitled as follows:

Senate, "An act to create a forest commission for the State of New York, and making an appropriation therefor."

"An act to provide for the better protection of the public lands of the State, and for the appointment of foresters."

"An act for the appointment of a commissioner of the Adirondack forest, and to define his powers and duties."

After some time spent therein, Mr. Speaker resumed the chair, and Mr. Dibble, from said committee, reported progress on said named bills, and asked leave to sit again.

Mr. Husted moved that the committee of the whole be discharged from the further consideration of the first-named bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved that said bill be committed to a select committee of seven to be appointed by the chair, with power to report at any time, and said bill to retain its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved that the second-named bill be recommitted to the committee on public lands.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion Mr. Husted, and it was determined in the affirmative.

Mr. Husted moved that the committee of the whole be discharged from the further consideration of the last-named bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Ely moved that said bill be committed to the special committee of seven to be appointed by the chair, with power to report at any time, and said bill to retain its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" with a message that they have consented to the appointment of a committee of conference on the part of the Senate thereon, and have appointed as such conference committee Messrs. Gilbert, Ellsworth and Robb.

The Senate returned the following resolution, with a message that they have concurred in the passage of the same:

Resolved (if the Senate concur), That this Legislature adjourn *sine die* on Friday, May 16, at twelve o'clock, noon.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act for the better protection of life and property upon the railroads of this State, to promote the safer and better management of steam railroads," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Scott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,'" reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Scott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend chapter 218 of the Laws of 1839, entitled 'An act authorizing railroad companies to contract with each other,'" reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Scott, and by unanimous consent, said bill was ordered to a third reading.

Mr. Scott, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend chapter 444 of the Laws of 1857, passed April 14, 1857, entitled 'An act further to amend the act entitled An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Howe, and by unanimous consent, said bill was ordered to a third reading.

Mr. Clinton, from the committee on canals, to which was referred the bill introduced by Mr. Dibble, Int. No. 1097, entitled "An act to provide for the construction of an iron bridge over the Erie canal at Prospect street, in the village of Medina, in the county of Orleans,"

reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Clinton, and by unanimous consent, said bill was ordered to a third reading and printed.

By unanimous consent,

Mr. Clinton introduced a bill entitled "An act authorizing James C. Strong, Esq., to act as attorney for the Seneca Nation of Indians in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Howe, from the committee on State prisons, submitted a report relative to the investigation by said committee into the matter of contracts of the Albany County Penitentiary; which was laid upon the table and ordered printed.

(See Doc. No. .)

By unanimous consent,

Mr. Earl introduced a bill entitled "An act to widen and improve Washington street in the city of Brooklyn from High street to Fulton street, and to provide for the expense of such improvement," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

Mr. Speaker appointed as the select committee of seven to consider the Adirondack forestry bills, Messrs. Husted, Boynton, Littlejohn, Howe, Ely, W. E. Smith and Haggerty.

The Senate returned the bill entitled "An act to amend chapter 407 of the Laws of 1881, entitled 'An act to prevent the adulteration of food and drugs,'" with a message that they have concurred in the passage of the same, with the following amendments:

Section 3, lines 26, 27, 28, 29 and 30, strike out the words "such as oleomargarine, suine or butterine being sold for butter, or any imitation cheese being sold for cheese made exclusively from the milk of the cow."

Same section, line 43, strike out the words "and provided further that," and change the word "the" to "The."

Same section, lines 44 and 45, strike out the words "mixtures or compounds recognized as."

Same section, lines 45 and 46, strike out the words "provided that the same," and insert the word "that."

Same section, line 47, strike out the words "that the articles."

Same section, same line, after the word "labeled," insert the words "in English."

Add at the end of section 3 the words "and not herein or otherwise prohibited."

Section 5, line 20, strike out the word "twenty," and insert the word "ten."

Same section, line 22, strike out the word "twenty," and insert the word "ten."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Heath	Locke, L. R.	Price
Allen	Dean	Hendricks	McCabe	Priddy
Bailey	Dibble	Hodges	McDonald	Rice
Barnes	Dimmick	Horton	Miles	Roche
Barager	Donnelly	House	Moore	Rosenthal
Becker	Dreiss	Howe	Mullaney	Scott
Binder	Duffy	Howland	Murphy	Seeber
Boyce	Earl	Hubbell	Murray	Shoemaker
Boynton	Ely	Hunt	Nagle	Sweet
Briggs	Erwin	Husted	Nason	Taylor
Brown, C. W.	Farnum	Johnson, G. R.	Nelson	Tremper
Brown, J. H.	Felter	Johnson, S. W.	Noxon	Van Allen
Butler	Forsyth	Jones	Odell	Van Cott
Cartwright	Garbutt	Kent	Olin	Van Duzer
Childs	Geddes	Kneeland	Oliver	Veeder
Clarke	Haggerty	Kruse	O'Neil	Welch
Clapp	Hall	Lewis	Osborne	Westfall
Clinton	Haskell	Littlejohn	Owen	Wilcox
Coffey	Hawkins	Locke, S. D.	Pierson	Zimmerman
Craig				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The hour of two o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until four o'clock.

FOUR O'CLOCK, P. M.

The House again met.

The Senate returned the concurrent resolution of the Senate and Assembly relative to printing one thousand copies of the Annual Report of the Prison Association of New York, with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said resolution to the Senate.

Also, the concurrent resolution that Joint Rule No. 20 be suspended for the remainder of this session, so far as it applies to Assembly bill No. 759, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" with a message that they have concurred in the passage of the same.

The Senate returned the following entitled bills:

"An act in relation to the office of the clerk of the city and county of New York."

"An act requiring district attorneys of the several counties of the State to execute bonds for the faithful accounting and transfer of all moneys, as the law directs, that may come into their hands in the execution of the duties of their office."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended:

"An act to amend chapter 363 of the Laws of 1851, entitled 'An act to amend the charter of the village of Piermont, in the county of Rockland.'"

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same.

"An act to authorize the State Board of Claims to hear and determine certain claims against the State."

"An act supplementary to chapter 836 of the Laws of 1872, entitled 'An act to regulate places of public amusement in the city of New York.'"

"An act to release the interest of the people of the State of New York in and to the lands of which Barney Luse died seized to James Walker."

"An act supplementary to an act entitled 'An act to incorporate the Genesee Camp Ground Association,' passed April 6, 1857."

"An act to authorize the village of Danforth to contract with the Syracuse Water Company for a supply of water for the extinguishment of fires and for other public purposes."

"An act to legalize the official acts and proceedings of Seth Palmer, an overseer of the poor of the town of Naples, Ontario county."

"An act to amend section 26 of chapter 721 of the Laws of 1871, entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fish.'"

"An act to establish a fish hatchery in the Adirondack forest."

"An act to amend chapter 541 of the Laws of 1865, entitled 'An act to incorporate the city of Newburgh, and the several acts amendatory thereof.'"

"An act to provide for the removal of obstructions of navigation in the outlet of Chautauqua lake, in the county of Chautauqua, and to appropriate certain moneys for such purpose."

"An act for the relief of the Cohoes Company, by enabling it to appropriate and use its funds, and therewith acquire lands, rights and easements, and construct and maintain a dam across the Mohawk river, and a reservoir thereby created, above the aqueduct at Crescent, and channels therefrom and wholly or partly upon lands belonging to the people of the State of New York, for the purpose of securing a better supply of water for the uses of said Cohoes Company, and so far as may be necessary for such purposes to extend the operations of said Cohoes Company into the towns of Halfmoon and Clifton Park, Saratoga county."

"An act in relation to appeals from decrees and orders of surrogates and surrogates' courts."

"An act to reappropriate certain moneys in the treasury for the improvement of the Champlain canal and of the Glens Falls feeder."

"An act to amend chapter 34, Laws of 1882, entitled 'An act to extend the time for the construction and completion of the Penn Yan and New York railway.'"

"An act to amend chapter 290 of the Laws of 1881, entitled 'An act for the preservation of the public peace, the protection of private property, and the maintenance of law and good order in the first collection district of the town of Watervliet, in Albany county.'"

"An act to amend chapter 413 of the Laws of 1877, entitled 'An act to prevent frequent changes of text-books in schools.'"

"An act authorizing the Superintendent of Public Works to lease the right of way across State land at tide water for ferry purposes."

"An act to provide for the widening of the superstructure and improving the approaches of a highway bridge over the Erie canal in the town of Meriden, in the county of Montgomery."

"An act to authorize the board of supervisors of the county of Greene to negotiate a loan of \$10,000 for the purpose of paying a debt already contracted in the erection of a new alms-house."

"An act to establish a commission of navigation of Chautauqua lake and its outlet, and in relation to navigation on the same, and to repeal an act entitled 'An act in relation to the inspection and running of steamboats on Chautauqua lake,' passed May 24, 1876, and the acts amendatory thereof."

"An act to amend chapter 492 of the Laws of 1860, entitled 'An act to authorize the formation of a mutual insurance company in the towns of Rensselaerville and Westerlo, in the county of Albany, and the towns of Durham and Greenville, in the county of Greene.'"

"An act to legalize and confirm the official acts of notaries public."

"An act to authorize the Board of Claims to hear, audit and determine the claims of the State for balances due on the books of the Comptroller from certain counties."

"An act authorizing the trustees of the village of Saratoga Springs to purchase hose for the use of the fire department of said village."

"An act to amend chapter 739 of the Laws of 1857, entitled 'An act to authorize the formation of town insurance companies.'"

"An act to legalize and confirm the title of the St. Paul's Methodist Episcopal Church of Onondaga Valley to certain lands in the town of Onondaga."

"An act to amend the charter of the Agricultural Insurance Company of Watertown, New York."

"An act to amend chapter 65, Laws of 1871, entitled 'An act to revise and consolidate the laws in relation to the village of Geneva, in the county of Ontario.'"

"An act to authorize the State Board of Claims to hear and determine certain claims against the State."

"An act to amend chapter 386 of the Laws of 1871, entitled 'An act to incorporate the Hemlock Lake Union Agricultural Society.'"

"An act to renew the charter of the Salisbury and Manheim Plank-road Company, in the county of Herkimer, and to continue in office its directors last elected."

"An act to incorporate the Young Men's Christian Association of the city of Binghamton."

"An act to amend chapter 371 of the Laws of 1881, entitled 'An act relative to certain assessments for sewers in the city of Brooklyn.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill :

"An act to legalize certain proceedings of the board of trustees of the village of Greenbush, in Rensselaer county, State of New York, in adopting a certain resolution authorizing the election of a police justice in said village, and to legalize the election of said police justice."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended :

"An act for the relief of Bernard A. Collins, as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong."

"An act making appropriations for the support of government."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act to authorize and empower the Commissioners of the Land Office to release and convey the interest of the people of the State of New York in certain real estate in the city of Syracuse to Harriet N. Marvin," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Duffy	Hunt	Nash	Scott
Becker	Ely	Husted	Nason	Seeber
Beckwith	Erwin	Jackson	Noxon	Shoemaker
Binder	Farnum	Johnson, G. R.	Odell	Smith, W. E.
Boyce	Fa rell	Johnson, S. W.	Olin	Smith, C.
Boynton	Felter	Jones	Oliver	Sweet
Briggs	Garbutt	Joyce	O'Neil	Taylor
Brown, C. W.	Geddes	Kelly	Osborne	Tremper
Cartwright	Haggerty	Kneeland	Otis	Van Allen
Clarke	Hall	Kruse	Owen	Van Cott
Clapp	Hawkins	Lewis	Palmer	Van Duzer
Coffey	Heath	Lindsay	Pierson	Veeder
Curtis	Hendricks	Littlejohn	Priddy	Westfall
Dean	Higgins	Locke, L. R.	Rice	Whiteman
Dibble	Hodges	McDonald	Roche	Wilcox
Dimmick	Horton	Miles	Roosevelt	Zimmerman
Donnelly	Howland	Mullaney	Rosenthal	Speaker
Dreiss	Hubbell	Murphy		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act for the relief of Mary A. Vandewater, administratrix of Henry Vandewater, deceased," having been announced for a third reading,

On motion of Mr. Haggerty, and by unanimous consent, the same was amended as follows :

Section 1, lines 7, 8 and 9, after the word "furnished," strike out the words "during the month of August in the year 1871."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

Bailey	Dean	Heath	Locke, L. R.	Rice
Baker	Dibble	Hendricks	Nash	Roche
Beckwith	Dimmick	Higgins	Nason	Rosenthal

Binder	Donohue	Howland	Nelson	Shoemaker
Boyce	Dreiss	Hubbell	Noxon	Smith, C.
Boynton	Duffy	Hunt	Odell	Sweet
Briggs	Erwin	Husted	Olin	Taylor
Brown, C. W.	Farnum	Jackson	Oliver	Van Allen
Burns	Felter	Johnson, G. R.	O'Neil	Van Cott
Butler	Forsyth	Johnson, S. W.	Osborne	Van Duzer
Cartwright	Garbutt	Jones	Otis	Veeder
Clinton	Geddes	Joyce	Owen	Westfall
Coffey	Haggerty	Kneeland	Palmer	Wilcox
Craig	Hall	Lindsay	Pierson	Zimmerman
Curtis	Haskell	Littlejohn	Priddy	Speaker
Darragh	Hawkins			

Those who voted in the negative, were

Dayton	Hodges	Lewis
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to authorize the board of supervisors of Kings county to make suitable provision to reimburse John Cunningham for all legitimate costs, counsel fees and expenses which were incurred by him in and about a certain action brought against him while holding the office of commissioner of charities for the county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	Hodges	Nason	Roche
Bailey	Donnelly	Howland	Nelson	Rosenthal
Baker	Donohue	Hubbell	Noxon	Shoemaker
Barager	Dreiss	Hunt	Odell	Smith, W. E.
Beckwith	Duffy	Husted	Olin	Smith, C.
Binder	Ely	Johnson, S. W.	Oliver	Sweet
Boyce	Erwin	Jones	O'Neil	Van Allen
Boynton	Farnum	Joyce	Osborne	Van Cott
Brown, C. W.	Felter	Kelly	Otis	Van Duzer
Burns	Garbutt	Kneeland	Owen	Veeder
Cartwright	Geddes	Kruse	Palmer	Westfall
Coffey	Haggerty	Lindsay	Pierson	Whiteman
Craig	Hall	Littlejohn	Pratt	Wilcox
Curtis	Hawkins	Murphy	Priddy	Zimmerman
Dean	Heath	Nash	Rice	Speaker
Dibble	Higgins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dayton	Hasbrouck	Lindsay	Priddy
Baker	Dean	Hawkins	Littlejohn	Rice
Barager	Dibble	Higgins	Locke, S. D.	Roche
Binder	Dimmick	Hodges	Murphy	Roosevelt
Boyce	Donnelly	Howland	Nash	Rosenthal
Boynton	Donohue	Hubbell	Nelson	Shoemaker
Brown, C. W.	Dreiss	Hunt	Noxon	Smith, W. E.
Burns	Duffy	Husted	Oliver	Smith, C.
Cartwright	Ely	Jackson	O'Neil	Sweet
Church	Erwin	Johnson, S. W.	Osborne	Taylor
Clinton	Felter	Jobes	Otis	Van Allen
Coffey	Garbutt	Joyce	Owen	Van Cott
Craig	Geddes	Kelly	Palmer	Van Duzer
Curtis	Haggerty	Kneeland	Pierson	Zimmerman
Darragh	Hall	Lewis	Pratt	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the comptroller of the city of New York to examine the claim of Robert T. Bailey, and to audit and pay the amount that may justly be due," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Locke, L. R.	Priddy
Allen	Dimmick	Hubbell	Murphy	Rice
Baker	Donnelly	Hunt	Nash	Roche
Becker	Donohue	Husted	Nelson	Roosevelt
Beckwith	Dreiss	Jackson	Noxon	Rosenthal
Binder	Duffy	Jobes	Odell	Seeber
Boyce	Erwin	Johnson, S. W.	Olin	Shoemaker
Boynton	Farnum	Jones	Oliver	Smith, C.
Brown, C. W.	Farrell	Joyce	O'Neil	Sweet
Burns	Felter	Kelly	Osborne	Tremper
Butler	Garbutt	Kent	Otis	Van Allen
Cartwright	Geddes	Kneeland	Owen	Van Cott
Church	Haggerty	Lewis	Palmer	Veeder
Clarke	Hall	Lindsay	Pierson	Whiteman
Clapp	Hawkins	Littlejohn	Pratt	Wilcox
Clinton	Heath	Locke, S. D.	Price	Zimmerman
Coffey	Higgins			

For the negative,
Westfall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish the pier line on the Brooklyn shore of the East river, between Bushwick and Newtown creeks," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Locke, L. R.	Priddy
Allen	Dimmick	Hubbell	Mullaney	Rice
Baker	Donnelly	Hunt	Murphy	Roosevelt
Beckwith	Donohue	Husted	Nash	Rosenthal
Binder	Dreiss	Jackson	Noxon	Seeber
Boyce	Ely	Jobs	Odell	Shoemaker
Boynton	Erwin	Johnson, S. W.	Olin	Smith, W. E.
Brown, C. W.	Farnum	Jones	Oliver	Smith, C.
Cartwright	Farrell	Joyce	O'Neil	Sweet
Church	Felter	Kelly	Osborne	Taylor
Clarke	Garbutt	Kent	Otis	Tremper
Clapp	Geddes	Kneeland	Owen	Van Allen
Coffey	Hall	Lindsay	Palmer	Van Cott
Craig	Hawkins	Littlejohn	Pierson	Van Duzer
Curtis	Higgins	Locke, S. D.	Pratt	Zimmerman
Darragh	Hodges			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes, assessments and water-rates in the city of Brooklyn, and imposing and levying a tax, assessment and lien in lieu and instead of such arrearages, and to enforce the payment thereof,' passed March 16, 1883," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Howland	Locke, L. R.	Price
Allen	Dimmick	Hubbell	Mullaney	Rice
Bailey	Donohue	Husted	Murphy	Roche
Baker	Dreiss	Jackson	Murray	Rosenthal
Barager	Duffy	Jobs	Nash	Scott
Becker	Farnum	Johnson, S. W.	Noxon	Seeber
Beckwith	Farrell	Jones	Odell	Shoemaker
Binder	Felter	Joyce	Oliver	Smith, W. E.
Boyce	Garbutt	Kelly	O'Neil	Smith, C.
Boynton	Geddes	Kent	Osborne	Sweet
Brown, C. W.	Haggerty	Kneeland	Otis	Van Allen
Burns	Hall	Lewis	Owen	Van Cott
Clarke	Hawkins	Lindsay	Palmer	Van Duzer
Clapp	Higgins	Littlejohn	Pierson	Veeder
Coffey	Hodges	Locke, S. D.	Pratt	Zimmerman
Craig	Horton			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 31), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Horton	Locke, S. D.	Pierson
Allen	Dreiss	Howland	Miles	Pratt
Barnes	Earl	Hubbell	Moore	Rice
Beckwith	Erwin	Husted	Mullaney	Roche
Binder	Farnum	Jackson	Murphy	Rosenthal
Boyce	Farrell	Jobes	Nash	Shoemaker
Boynton	Felter	Johnson, S. W.	Noxon	Smith, W. E.
Brown, C. W.	Forsyth	Jones	Odell	Sweet
Burns	Geddes	Joyce	Olin	Taylor
Cartwright	Haggerty	Kelly	Oliver	Tremper
Clarke	Hall	Kent	O'Neil	Van Allen
Clapp	Harpending	Kneeland	Osborne	Van Cott
Curtis	Hawkins	Lewis	Otis	Van Duzer
Dibble	Heath	Lindsay	Owen	Veeder
Dimmick	Higgins	Littlejohn	Palmer	Zimmerman
Donnelly				

Those who voted in the negative, were

Dayton Seeber

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend subdivision 2 of section 191 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 70 }
{ NOES 7 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Kneeland	Pierson
Allen	Dimmick	Hodges	Lindsay	Pratt
Barnes	Donohue	Horton	Littlejohn	Priddy
Becker	Duffy	Howland	Locke, S. D.	Rice
Beckwith	Earl	Hubbell	Locke, L. R.	Roche
Boyce	Erwin	Husted	McCabe	Rosenthal
Boynton	Farrell	Jackson	Miles	Seeber
Brown, C. W.	Felter	Jobes	Moore	Shoemaker
Burns	Garbutt	Johnson, G. R.	Noxon	Smith, W. E.
Cartwright	Geddes	Johnson, S. W.	Olin	Taylor
Clarke	Haggerty	Jones	Oliver	Van Duzer
Clapp	Hall	Joyce	O'Neil	Veeder
Clinton	Hawkins	Kelly	Osborne	Westfall
Curtis	Hendricks	Kent	Owen	Zimmerman

Those who voted in the negative, were

Binder	Lewis	Tremper	Van Allen	Van Cott
Dayton	Otis			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 65 }
{ NOES 38 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haggerty	Locke, L. R.	Pratt
Allen	Darragh	Harpending	McCabe	Rice
Baker	Dean	Haskell	McDonald	Roche
Barnes	Dimmick	Higgins	Miles	Rosenthal
Binder	Donnelly	Hooley	Moore	Smith, W. E.
Brown, C. W.	Donohue	Horton	Mullaney	Smith, C.
Brown, J. H.	Dreiss	House	Murphy	Taylor
Burns	Duffy	Jobes	Murray	Van Cott
Butler	Earl	Johnson, G. R.	Nagle	Veeder
Cartwright	Ely	Johnson, S. W.	Nason	Walrath
Clarke	Farrell	Joyce	Oliver	Whiteman
Clinton	Felter	Lindsay	Osborne	Wilcox
Coffey	Forsyth	Locke, S. D.	Owen	Speaker

Those who voted in the negative, were

Bailey	Erwin	Hubbell	Noxon	Scott
Becker	Garbutt	Hunt	Olin	Seeber
Beckwith	Hall	Jobes	O'Neil	Tremper
Boyce	Hasbrouck	Kelly	Otis	Van Allen
Boynton	Hawkins	Kent	Palmer	Van Duzer
Clapp	Heath	Kneeland	Priddy	Westfall
Dayton	Hendricks	Lewis	Roosevelt	Zimmerman
Dibble	Hodges	Littlejohn		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 438), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Locke, S. D.	Osborne
Allen	Darragh	Higgins	McCabe	Pratt
Baker	Dibble	House	McDonald	Price
Barnes	Dimmick	Howe	Miles	Priddy
Becker	Donnelly	Howland	Moore	Roche
Binder	Dreiss	Hubbell	Mullaney	Rosenthal
Boyce	Duffy	Jobes	Murphy	Scott
Boynton	Ely	Johnson, G. R.	Murray	Seeber

Brown, C. W.	Felter	Jones	Nash	Van Allen
Brown, J. H.	Forsyth	Joyce	Nason	Van Cott
Burns	Haggerty	Kelly	Noxon	Veeder
Butler	Hall	Kneeland	Oliver	Walrath
Cady	Harpending	Lewis	O'Neil	Welch
Clarke	Haskell	Lindsay	Taylor	Wilcox
Clapp	Johnson, S. W.	Nagle	Tremper	Zimmerman
Coffey				

For the negative,
Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend section 521 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Murphy	Scott
Allen	Curtis	Howland	Murray	Seeber
Bailey	Darragh	Hubbell	Nagle	Shoemaker
Baker	Dean	Hunt	Nason	Smith, W. E.
Barnes	Dibble	Jobes	Nelson	Smith, C.
Becker	Dimmick	Johnson, G. R.	Noxon	Taylor
Binder	Donnelly	Johnson, S. W.	Odell	Tremper
Boynton	Duffy	Jones	Oliver	Van Allen
Brown, C. W.	Farrell	Kent	Osborne	Van Duzer
Brown, J. H.	Felter	Kittle	Owen	Veeder
Burns	Forsyth	Lindsay	Pratt	Walrath
Butler	Garbutt	Littlejohn	Price	Welch
Cartwright	Geddes	Locke, S. D.	Priddy	Westfall
Church	Haggerty	McCabe	Rice	Wilcox
Clarke	Hall	Moore	Roche	Zimmerman
Clapp	Harpending			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend and define the powers of the Collateral Loan Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 61 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Dean	Haggerty	Littlejohn	Palmer
Barnes	Dibble	Hendricks	Locke, S. D.	Pratt
Becker	Dimmick	Howland	McCabe	Roche
Beckwith	Donnelly	Hubbell	McDonald	Rosenthal
Boyce	Dreiss	Jobes	Moore	Seeber

Boynton	Earl	Johnson, G. R.	Murphy	Shoemaker
Brown, C. W.	Ely	Johnson, S. W.	Murray	Taylor
Brown, J. H.	Farnum	Jones	Nagle	Van Allen
Burns	Felter	Joyce	Noxon	Van Cott
Butler	Forsyth	Kelly	Odell	Veeder
Cartwright	Garbutt	Kneeland	Osborne	Wilcox
Clapp	Geddes	Lindsay	Owen	Zimmerman
Craig				

Those who voted in the negative, were

Hall Kent

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 629), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hawkins	Locke, S. D.	Price
Bailey	Dayton	Heath	Locke, L. R.	Priddy
Barnes	Dean	Hodges	McCabe	Roche
Becker	Dibble	House	McDonald	Rosenthal
Beckwith	Dimmick	Howe	Moore	Scott
Binder	Donnelly	Hubbell	Murray	Seeber
Briggs	Donohue	Jobes	Nagle	Smith, W. E.
Brown, C. W.	Earl	Johnson, G. R.	Nason	Sweet
Brown, J. H.	Ely	Johnson, S. W.	Noxon	Taylor
Butler	Farrell	Jones	Odell	Tremper
Cady	Felter	Joyce	Olin	Van Allen
Cartwright	Forsyth	Kelly	Osborne	Van Cott
Church	Garbutt	Kent	Otis	Veeder
Clarke	Geddes	Kneeland	Owen	Walrath
Clapp	Haggerty	Lindsay	Pierson	Zimmerman
Coffey	Hall	Littlejohn	Pratt	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 757), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Garbutt	Hunt	Murphy	Priddy
Bailey	Geddes	Jackson	Murray	Rice
Barager	Haggerty	Jobes	Nason	Roche
Binder	Hall	Johnson, S. W.	Nelson	Rosenthal
Boyce	Harpending	Jones	Noxon	Seeber

Boynton	Hasbrouck	Joyce	Odell	Shoemaker
Briggs	Haskell	Kelly	Olin	Smith, W. E.
Brown, C. W.	Hawkins	Kent	Oliver	Taylor
Burns	Heath	Kittle	O'Neil	Van Allen
Butler	Hendricks	Kneeland	Osborne	Van Cott
Cartwright	Higgins	Lindsay	Otis	Van Duzer
Dibble	Hodges	Littlejohn	Owen	Veeder
Erwin	Hooley	Locke, S. D.	Palmer	Westfall
Farrell	House	McCabe	Pierson	Whiteman
Felter	Howland	McDonald	Pratt	Zimmerman
Forsyth	Hubbell	Moore	Price	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 831), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Clinton	Geddes	Jobes	Odell
Bailey	Coffey	Haggerty	Johnson, G. R.	Olin
Baker	Curtis	Hall	Johnson, S. W.	Osborne
Barnes	Darragh	Harpending	Kelly	Otis
Barager	Dean	Hasbrouck	Kent	Pratt
Becker	Dibble	Haskell	Kneeland	Priddy
Binder	Dimmick	Hawkins	Lindsay	Rice
Boynton	Donnelly	Heath	Littlejohn	Roche
Briggs	Dreiss	Hendricks	Locke, S. D.	Roosevelt
Brown, C. W.	Duffy	Higgins	McCabe	Scott
Brown, J. H.	Earl	Hodges	McDonald	Shoemaker
Butler	Ely	House	Miles	Smith, W. E.
Cartwright	Erwin	Howland	Moore	Tremper
Church	Farnum	Hubbell	Mullaney	Westfall
Clarke	Felter	Husted	Nagle	Wilcox
Clapp	Garbutt	Jackson	Noxon	

Those who voted in the negative, were

Dayton	Lewis	Palmer	Van Allen	Zimmerman
Howe				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Husted moved that the order of third reading of bills be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

{ AYES 69 }
{ NOES 13 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Howland	Locke, S. D.	Palmer
Bailey	Dreiss	Hunt	Locke, L. R.	Priddy
Baker	Earl	Husted	Moore	Rice
Becker	Erwin	Jackson	Mullaney	Rosenthal
Binder	Farrell	Jobes	Murphy	Seeber

Brown, C. W.	Felter	Johnson, G. R.	Nagle	Sweet
Brown, J. H.	Forsyth	Johnson, S. W.	Nash	Tremper
Butler	Garbutt	Jones	Nelson	Van Allen
Cady	Haggerty	Joyce	Noxon	Van Cott
Cartwright	Hall	Kelly	Olin	Walrath
Coffey	Harpending	Kneeland	O'Neil	Whiteman
Darragh	Hawkins	Kruse	Osborne	Wilcox
Dean	Hendricks	Lindsay	Otis	Speaker
Dimmick	Howe	Littlejohn	Owen	

Those who voted in the negative, were

Boyce	Duffy	Lewis	Pratt	Smith, W. E.
Clapp	Hasbrouck	McCabe	Scott	Zimmerman
Dayton	Hubbell	McDonald		

Mr. Husted moved to take from the table Assembly bill No. 692, entitled "An act to prohibit disfranchisement."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Husted, said bill was announced for a third reading.

Mr. Haggerty moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 61 }

Those who voted in the affirmative, were

Ackroyd	Earl	Husted	Mullaney	Priddy
Bailey	Erwin	Jackson	Murphy	Roosevelt
Barager	Farrell	Jobes	Nagle	Rosenthal
Burns	Felter	Jones	Olin	Seeber
Butler	Forsyth	Joyce	Oliver	Sweet
Cady	Haggerty	Kneeland	O'Neil	Taylor
Cartwright	Hawkins	Lindsay	Osborne	Tremper
Childs	Hendricks	Littlejohn	Otis	Van Cott
Coffey	Hodges	Locke, S. D.	Owen	Van Duzer
Darragh	Horton	Miles	Palmer	Welch
Dimmick	Howland	Moore	Price	Speaker
Dreiss	Hunt			

Those who voted in the negative, were

Allen	Clinton	Hall	Kruse	Rice
Baker	Craig	Harpending	Lewis	Roche
Barnes	Curtis	Hasbrouck	Locke, L. R.	Scott
Becker	Dayton	Haskell	McCabe	Smith, W. E.
Binder	Dean	Higgins	McDonald	Smith, C.
Boyce	Dibble	House	Murray	Van Allen
Boynton	Donnelly	Howe	Nash	Veeder
Briggs	Donohue	Hubbell	Nason	Walrath
Brown, C. W.	Duffy	Johnson, G. R.	Nelson	Westfall
Brown, J. H.	Ely	Johnson, S. W.	Noxon	Whiteman
Church	Garbutt	Kelly	Odell	Wilcox
Clarke	Geddes	Kent	Pratt	Zimmerman
Clapp				

Mr. Husted moved to take the order of third reading of bills from the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Erwin moved that when this House adjourns it be to meet again at eight o'clock this evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The hour of six o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

FRIDAY, MAY 9, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. F. Widmer.

On motion Mr. Husted, the reading of the journal was dispensed with.

The Senate sent for concurrence the bills entitled as follows:

"An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to define the duties of certain officers of the Board of Railroad Commissioners, to regulate the power of issuing subpoenas, and to limit the number of clerks thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 189 of the Laws of 1882, entitled 'An act to provide for the division into three annual installments the assessments for grading Atlantic avenue in the town of New Lots, in the county of Kings, first assessed under the provisions of chapter 217, Laws of 1869, as amended by chapter 619, Laws of 1870, and apportioned by the board of supervisors of said county, under the provisions of chapter 689, Laws of 1881,' which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Earl, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' passed July 1, 1882," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Erwin, and by unanimous consent, said bill was substituted for the Assembly bill No. 151 now on the order of third reading of bills.

"An act to amend the Penal Code" (§ 276), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the railroad commissioners of the town of Wilna, Jefferson county, to pay the railroad bonds of said town, and provide for the cancellation thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hunt, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hendricks	Lindsay	Shoemaker
Allen	Dibble	Hodges	Littlejohn	Smith, W. E.
Baker	Dreiss	Howe	Locke, L. R.	Smith, C.
Barager	Duffy	Howland	Moore	Sweet
Becker	Earl	Hubbell	Nelson	Taylor
Beckwith	Ely	Hunt	Noxon	Van Allen
Binder	Erwin	Husted	O'Neil	Van Cott
Boyce	Farnum	Jobes	Osborne	Van Duzer
Boynton	Felter	Johnson, G. R.	Owen	Veeder
Brown, C. W.	Garbutt	Johnson, S. W.	Pierson	Walrath
Burns	Geddes	Kelly	Rice	Welch
Butler	Hall	Kent	Roche	Westfall
Cady	Hasbrouck	Kittle	Rosenthal	Whiteman
Cartwright	Harpending	Kruse	Scott	Wilcox
Clapp	Hawkins	Lewis	Seeber	Speaker
Coffey	Heath			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to cede lands under water of Gardiner's and Peconic bays to Suffolk county, Long Island sound, for the cultivation of shell-fish," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 6, after the word "thereof," insert the words "provided that such lands shall revert to the State when they shall cease to be used for oyster culture and."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hall	Lewis	Rosenthal
Allen	Coffey	Hasbrouck	Lindsay	Scott
Bailey	Craig	Hawkins	Littlejohn	Seeber
Baker	Curtis	Hendricks	Locke, S. D.	Shoemaker
Barnes	Darragh	Higgins	Locke, L. R.	Smith, W. E.
Barager	Dean	Hodges	Moore	Sweet
Becker	Dibble	Hooley	Nash	Taylor
Beckwith	Dimmick	Howe	Nelson	Tremper
Binder	Donnelly	Howland	Noxon	Van Allen
Boyce	Donohue	Hubbell	Olin	Van Cott
Boynton	Dreiss	Hunt	O'Neil	Van Duzer

Briggs	Duffy	Husted	Osborne	Veeder
Brown, C. W.	Earl	Johnson, G. R.	Otis	Welch
Burns	Erwin	Johnson, S. W.	Owen	Westfall
Butler	Farnum	Joyce	Palmer	Whiteman
Cady	Felter	Kent	Pierson	Wilcox
Church	Garbutt	Kittle	Rice	Zimmerman
Clarke	Geddes	Kruse	Roche	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend chapter 353 of the Laws of 1882, entitled 'An act to create a board of railroad commissioners, and to define and regulate its powers and duties,'" with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 19, strike out all after the word "year" down to and including the word "five," in line 27, and insert in lieu thereof the words "and in case of any default in the payment of such assessment by any corporation owning or operating railroads, the Comptroller is hereby authorized to issue his warrant to the sheriff of any county or counties in the State for the collection thereof out of the property of said corporation in the same manner as on an execution out of the Supreme Court."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Higgins	Lewis	Price
Allen	Curtis	Hodges	Lindsay	Roche
Bailey	Dean	Hooley	Littlejohn	Scott
Baker	Dibble	Horton	Locke, L. R.	Seeber
Barager	Dimmick	House	McCabe	Shoemaker
Becker	Donohue	Howe	Miles	Smith, W. E.
Beckwith	Dreiss	Howland	Moore	Sweet
Binder	Duffy	Hubbell	Murray	Taylor
Boyce	Erwin	Hunt	Nash	Treimper
Boynton	Farnum	Husted	Nason	Van Allen
Brown, C. W.	Farrell	Jobes	Nelson	Van Cott
Burns	Felter	Johnson, G. R.	Noxon	Van Duzer
Butler	Garbutt	Johnson, S. W.	Olin	Veeder
Cady	Hall	Joyce	O'Neil	Walrath
Cartwright	Hasbrouck	Kent	Osborne	Welch
Church	Haskell	Kittle	Owen	Westfall
Clarke	Hawkins	Kneeland	Palmer	Wilcox
Clapp	Heath	Kruse	Pratt	Zimmerman
Coffey	Hendricks			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend chapter 623 of the Laws of 1870, entitled 'An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,'" with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 1, strike out the word "six," and insert the word "two."

Same section, line 2, strike out the words "twenty-three," and insert the words "fifty-six."

Same section, line 2, after the word "seventy," insert the word "four."

Same section, line 3, after the word "act," insert the words "to amend an act entitled An act."

Same section, line 4, after the word "Springs," insert the words "passed May 5, 1870."

Same section, line 8, strike out the word "and," and insert the word "or."

Same section, line 26, after the word "act," insert the word "hereby."

Amend the title so as to read as follows :

"An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled 'An act to provide for laying out and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Locke, S. D.	Rice
Bailey	Dimmick	Hodges	Locke, L. R.	Roche
Baker	Donohue	Hooley	Maher	Scott
Barnes	Dreiss	Howe	McCabe	Seeber
Becker	Duffy	Howland	Miles	Shoemaker
Beckwith	Earl	Hubbell	Moore	Smith, W. E.
Binder	Erwin	Hunt	Murphy	Sweet
Briggs	Farnum	Husted	Nagle	Taylor
Brown, C. W.	Felter	Jobs	Nash	Tremper
Burns	Forsyth	Johnson, G. R.	Nason	Van Allen
Cady	Garbutt	Johnson, S. W.	Nelson	Van Cott
Cartwright	Geddes	Jones	Noxon	Van Duzer
Church	Haggerty	Joyce	Odell	Veeder
Clarke	Hall	Kent	Olin	Walrath
Clapp	Harpending	Kittle	O'Neil	Welch
Clinton	Haskell	Kneeland	Owen	Westfall
Craig	Hawkins	Lewis	Palmer	Whiteman
Curtis	Heath	Lindsay	Pratt	Wilcox
Darragh	Hendricks	Littlejohn	Price	Zimmerman
Dean				

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate sent for concurrence the following resolution :

Whereas, This Legislature fully believes that the New York system of water-ways is of inter-State commercial importance, and is not confined in its beneficent control of the rate of freights to the location through which they run ; therefore,

Resolved (if the Assembly concur), That, in view of their national defensive and commercial importance, we respectfully request the

careful consideration of our Representatives in Congress of such measures as, upon due investigation and consideration, shall be found to be best adapted to accomplish the proposed object.

Said resolution being concurrent,

Ordered, That the same be laid upon the table.

The bill entitled "An act to amend the Code of Civil Procedure" (subd. 4, § 872), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hawkins	Kruse	Owen
Allen	Craig	Heath	Lewis	Palmer
Bailey	Curtis	Hendricks	Lindsay	Price
Baker	Dean	Higgins	Littlejohn	Rice
Barnes	Dibble	Hooley	Locke, S. D.	Roche
Barager	Dimmick	Howe	Locke, L. R.	Scott
Becker	Donohue	Hubbell	Maher	Seeber
Binder	Duffy	Hunt	McDonald	Shoemaker
Boyce	Earl	Husted	Moore	Smith, W. E.
Briggs	Farnum	Jackson	Murphy	Taylor
Brown, C. W.	Felter	Jobes	Murray	Van Allen
Burns	Forsyth	Johnson, G. R.	Nagle	Van Duzer
Butler	Garbutt	Johnson, S. W.	Nash	Veeder
Cady	Geddes	Jones	Nason	Walrath
Cartwright	Haggerty	Joyce	Noxon	Welch
Church	Hall	Kent	Olin	Whiteman
Clarke	Hasbrouck	Kittle	O'Neil	Wilcox
Clapp	Haskell	Kneeland	Osborne	Zimmerman
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 279 of the Laws of 1833, entitled 'An act requiring mortgages of personal property to be filed in the town clerk's and other offices,' and to extend the provisions thereof," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert the following:

"SECTION 1. Every contract for the conditional sale of goods and chattels hereafter made which shall be accompanied by an immediate delivery and be followed by an actual and continued change of possession of the things contracted to be sold, all conditions and reservations which provide that the ownership of such goods and chattels is to remain in the person so contracting to sue the same or other person than the one so contracting to buy them until said goods or chattels are paid for or until the occurring of any future event or contingency, shall be absolutely void as against subsequent purchasers and mortgagees in good faith, and as to them the sale shall be deemed absolute, unless such contract for sale with such conditions and reservations therein, or a true copy thereof, shall be filed as directed in the succeeding section of this act.

"§ 2. The instruments mentioned in the preceding section shall be filed in the several towns and cities of this State where the person to whom such property is so contracted to be sold, if a resident of this State, shall reside at the time of the execution thereof, and if not a resident, then in the city or town where the property so contracted to be sold shall be at the time of the execution of such instrument. In the city of New York such instrument shall be filed in the office of the register of the city, and in the county of Kings in the office of the register of said county. In the several cities of this State other than the cities of New York and Brooklyn, and in the several towns of this State in which a county clerk's office is kept, in such offices, and in each of the other towns in this State in the office of the town clerk thereof, and such register and clerks are hereby required to file all such instruments aforesaid presented to them respectively for that purpose, and to indorse thereon the time of receiving the same and shall deposit the same in their respective offices, to be kept there for the inspection of all persons interested.

"§ 3. The conditions and reservations specified in the first section of this act which may be in any instrument filed in pursuance of this act shall cease to be valid against subsequent purchasers or mortgagees in good faith after the expiration of one year from the filing of such instrument, and as to them the sale shall then be deemed absolute unless within thirty days next preceding the expiration of each and every term of one year after the filing of such instrument, a true copy of such instrument together with a statement exhibiting the interest of the person so contracting to sell such property, in the property thereby claimed by him by virtue thereof, shall be again filed in the office of the clerk or register aforesaid of the town or city where the person to whom such property is so contracted to be sold shall then reside, if such person shall then be a resident of this State, and if not such resident, then in the office of the clerk or register of the town or city, where the property so contracted to be sold was at the time of the execution of such instrument.

"§ 4. The clerks of the several towns and counties of this State in whose offices contracts for the conditional sale of goods and chattels on credit are by this act required to be filed shall indorse on every such instrument or copy so filed the number thereof, and enter such number and the names of all parties to such instrument and the amount thereby required to be paid, and the future contingency or event required to occur, before the ownership of the goods and chattels described therein shall pass from the person contracting to sell the same, the time when such amount will be due and the date of the filing of such instrument or copy in the books kept in such offices for the entry of similar matters regarding mortgages of goods and chattels and in like manner as in cases where such mortgages are so filed, except that the name of the person in such instrument contracting to sell shall be entered in the column of mortgagees, and the name of the person therein contracting to buy shall be entered in the column of mortgagors. For their services under this act such clerks shall receive the same fees they are now authorized to receive for like services in regard to mortgages of goods and chattels.

"§ 5. A contract for the conditional sale of goods and chattels on credit filed as required by this act may be satisfied and discharged of record in the same manner so far as is applicable as may mortgages of

goods and chattels which may now be filed in the offices of town or county clerks.

"§ 6. This act shall not affect any proceeding now pending nor any transaction had before the passage of this act.

"§ 7. This act shall take effect September 1, 1884."

Amend the title so as to read as follows :

"An act requiring contracts for the conditional sale of personal property on credit to be filed in the town clerk's and other offices."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Lewis	Owen
Allen	Curtis	Hawkins	Lindsay	Palmer
Bailey	Darragh	Heath	Littlejohn	Pratt
Baker	Dean	Hendricks	Locke, S. D.	Price
Barnes	Dibble	Higgins	Locke, L. R.	Rice
Barager	Dimmick	Howe	Maher	Scott
Becker	Donohue	Hubbell	McCabe	Seeber
Binder	Duffy	Hunt	Moore	Shoemaker
Boynton	Earl	Husted	Murphy	Smith, W. E.
Briggs	Farnum	Jobes	Murray	Taylor
Brown, C. W.	Felter	Johnson, G. R.	Nagle	Van Allen
Burns	Forsyth	Johnson, S. W.	Nason	Van Duzer
Cady	Garbutt	Joyce	Noxon	Veeder
Cartwright	Geddes	Kent	Olin	Walrath
Church	Haggerty	Kittle	Oliver	Welch
Clapp	Hall	Kneeland	O'Neil	Westfall
Clinton	Harpending	Kruse	Osborne	Wilcox
Coffey	Hasbrouck			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the concurrent resolution relative to printing 5,000 copies of the First Annual Report of the State Entomologist upon insects injurious to agriculture; with a message that they have concurred in the passage of the same, with the following amendment:

Add at the end of said resolution the words "at a cost of ten cents per page per one hundred copies," and change "five thousand," to "one thousand."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the concurrent resolution relative to printing four thousand copies of the Fourth Annual Report of the State Board of Health of New York, with a message that they have concurred in the passage of the same, with the following amendment:

Add at the end of said resolution the words "at a cost of ten cents per page per one hundred copies."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The bill entitled "An act to amend section 1003 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Harpending	Kent	Oliver
Allen	Craig	Haskell	Kittle	O'Neil
Bailey	Curtis	Hawkins	Kneeland	Otis
Baker	Dean	Heath	Kruse	Owen
Barnes	Dibble	Hendricks	Lewis	Palmer
Barager	Dimmick	Higgins	Littlejohn	Roche
Becker	Donohue	Hooley	Locke, S. D.	Scott
Binder	Duffy	Horton	Locke, L. R.	Seeber
Boyce	Earl	Howe	McCabe	Smith, W. E.
Briggs	Erwin	Hubbell	Moore	Taylor
Brown, C. W.	Farnum	Hunt	Mullaney	Tremper
Burns	Felter	Husted	Murphy	Van Allen
Cady	Forsyth	Jobes	Nagle	Van Cott
Cartwright	Garbutt	Johnson, G. R.	Nash	Van Duzer
Church	Geddes	Johnson, S. W.	Nason	Veeder
Clarke	Haggerty	Joyce	Noxon	Welch
Clapp	Hall	Kelly	Olin	Wilcox
Clinton				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Civil Procedure," (§ 1217), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Kittle	Olin
Allen	Curtis	Hasbrouck	Kneeland	Oliver
Bailey	Dean	Haskell	Littlejohn	Osborne
Baker	Dibble	Hawkins	Locke, S. D.	Scott
Barnes	Donohue	Heath	Locke, L. R.	Seeber
Barager	Duffy	Hendricks	Maher	Shoemaker
Becker	Earl	Hodges	McCabe	Smith, W. E.
Binder	Erwin	Howe	Miles	Taylor
Briggs	Farnum	Hubbell	Moore	Tremper
Brown, C. W.	Felter	Husted	Murphy	Van Allen
Cady	Forsyth	Jobes	Murray	Veeder
Cartwright	Garbutt	Johnson, G. R.	Nagle	Walrath
Childs	Geddes	Johnson, S. W.	Nash	Welch
Clarke	Haggerty	Joyce	Nason	Whiteman
Clapp	Hall	Kent	Odell	Wilcox
Clinton				

Those who voted in the negative, were

Boynton Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1325), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Harpending	Kruse	Oliver
Allen	Clinton	Hasbrouck	Lindsay	O'Neil
Bailey	Craig	Haskell	Littlejohn	Osborne
Baker	Dean	Hawkins	Locke, S. D.	Palmer
Barnes	Dibble	Heath	Locke, L. R.	Price
Barager	Dimmick	Hendricks	Maher	Scott
Becker	Donnelly	Howe	McCabe	Seeber
Beckwith	Donohue	Hubbell	Miles	Shoemaker
Boyce	Duffy	Hunt	Moore	Smith, W. E.
Boynton	Earl	Husted	Murphy	Taylor
Brown, C. W.	Erwin	Jobs	Murray	Tremper
Brown, J. H.	Farnum	Johnson, G. R.	Nagle	Van Allen
Burns	Felter	Johnson, S. W.	Nash	Veeder
Cady	Forsyth	Joyce	Nason	Walrath
Cartwright	Garbutt	Kelly	Nelson	Welch
Childs	Geddes	Kent	Noxon	Whiteman
Church	Haggerty	Kittle	Odell	Wilcox
Clarke	Hall	Kneeland	Olin	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1536), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haskell	Lewis	Oliver
Allen	Clinton	Hawkins	Lindsay	O'Neil
Bailey	Craig	Heath	Littlejohn	Osborne
Baker	Curtis	Hendricks	Locke, S. D.	Palmer
Barnes	Dayton	Hodges	Locke, L. R.	Price
Barager	Dean	Hooley	Maher	Rice
Becker	Dibble	Howe	McCabe	Rosenthal
Beckwith	Dimmick	Hubbell	Miles	Scott
Binder	Donohue	Hunt	Moore	Seeber
Boyce	Erwin	Husted	Mullaney	Shoemaker
Boynton	Farnum	Jobs	Murphy	Smith, W. E.
Briggs	Farrell	Johnson, G. R.	Nagle	Taylor
Brown, C. W.	Felter	Johnson, S. W.	Nash	Tremper

Brown, J. H.	Forsyth	Joyce	Nason	Van Allen
Burns	Garbutt	Kent	Nelson	Veeder
Cady	Geddes	Kittle	Noxon	Walrath
Cartwright	Haggerty	Kneeland	Odell	Welch
Childs	Hall	Kruse	Olin	Wilcox
Clarke	Harpending			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend section 2234 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Church	Geddes	Kelly	Nason
Allen	Clarke	Haggerty	Kent	Nelson
Bailey	Clapp	Hall	Kittle	Noxon
Baker	Clinton	Harpending	Kneeland	Oliver
Barnes	Craig	Hasbrouck	Lewis	O'Neil
Barager	Curtis	Haskell	Littlejohn	Osborne
Becker	Dayton	Hawkins	Locke, S. D.	Palmer
Beckwith	Dean	Heath	Locke, L. R.	Price
Boyce	Dibble	Hendricks	Maher	Rosenthal
Boynton	Dimmick	Hodges	McCabe	Seeber
Briggs	Donnelly	Hooley	Miles	Shoemaker
Brown, C. W.	Donohue	Howe	Moore	Tremper
Brown, J. H.	Erwin	Hunt	Mullaney	Van Allen
Burns	Farnum	Husted	Murphy	Veeder
Cady	Felter	Johnson, G. R.	Murray	Welch
Cartwright	Forsyth	Johnson, S. W.	Nagle	Whiteman
Childs	Garbutt	Joyce	Nash	

For the negative,

Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 2431), was read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hall	Kruse	O'Neil
Allen	Darragh	Harpending	Littlejohn	Osborne
Bailey	Dayton	Haskell	Locke, S. D.	Palmer
Baker	Dean	Hawkins	Locke, L. R.	Price
Barnes	Dibble	Heath	Maher	Roche
Barager	Dimmick	Hasbrouck	McCabe	Rosenthal

Becker	Donnelly	Hodges	Miles	Seeber
Beckwith	Donohue	Howe	Moore	Shoemaker
Binder	Dreiss	Hubbell	Murphy	Smith, W. E.
Briggs	Duffy	Hunt	Murray	Taylor
Brown, C. W.	Earl	Husted	Nagle	Tremper
Cady	Erwin	Johnson, G. R.	Nash	Van Allen
Cartwright	Farnum	Johnson, S. W.	Nason	Van Cott
Childs	Felter	Joyce	Nelson	Veeder
Clarke	Forsyth	Kelly	Noxon	Welch
Clapp	Garbutt	Kent	Odell	Whiteman
Clinton	Geddes	Kittle	Olin	Wilcox
Craig	Haggerty	Kneeland	Oliver	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Littlejohn, and by unanimous consent, the Senate bill entitled "An act to confirm and legalize certain resolutions for printing and binding, passed by the Senate, and certain concurrent resolutions passed by the Legislature of 1882 and 1883," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haggerty	Kittle	O'Neil
Allen	Clinton	Hall	Kneeland	Osborne
Bailey	Craig	Haskell	Kruse	Otis
Baker	Curtis	Hawkins	Lindsay	Palmer
Barnes	Dean	Heath	Littlejohn	Price
Barager	Dibble	Hendricks	Locke, S. D.	Roche
Becker	Dimmick	Higgins	Locke, L. R.	Rosenthal
Beckwith	Donnelly	Hooley	Maher	Seeber
Binder	Donohue	Howe	McCabe	Shoemaker
Boyce	Dreiss	Hubbell	Miles	Smith, W. E.
Briggs	Earl	Hunt	Moore	Taylor
Brown, C. W.	Erwin	Husted	Nagle	Tremper
Brown, J. H.	Farnum	Jobes	Nash	Van Allen
Burns	Farrell	Johnson, G. R.	Nason	Van Cott
Cady	Felter	Johnson, S. W.	Nelson	Veeder
Cartwright	Forsyth	Joyce	Noxon	Welch
Childs	Garbutt	Kelly	Odell	Whiteman
Church	Geddes	Kent	Oliver	Wilcox
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

On motion of Mr. Oliver, and by unanimous consent, the Senate bill entitled "An act to provide for the appointment of five hundred additional patrolmen in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 70 }
{ NOES 26 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Forsyth	Kittle	Noxon
Allen	Craig	Garbutt	Lewis	Odell
Bailey	Darragh	Geddes	Lindsay	Oliver
Barnes	Dibble	Haggerty	Littlejohn	Osborne
Barager	Dimmick	Hall	Locke, L. R.	Roche
Becker	Donnelly	Harpending	McCabe	Rosenthal
Binder	Donohue	Hawkins	McDonald	Scott
Briggs	Dreiss	Higgins	Miles	Smith, C.
Brown, C. W.	Duffy	Hooley	Moore	Sweet
Burns	Earl	Jobes	Mullaney	Taylor
Butler	Erwin	Johnson, G. R.	Murphy	Van Cott
Childs	Farnum	Johnson, S. W.	Nagle	Veeder
Church	Farrell	Joyce	Nash	Whiteman
Clarke	Felter	Kelly	Nason	Wilcox

Those who voted in the negative, were

Boynton	Hasbrouck	Hubbell	Locke, S. D.	Tremper
Cady	Heath	Hunt	O'Neil	Van Allen
Cartwright	Hendricks	Kent	Otis	Van Duzer
Clapp	Hodges	Kneeland	Seeber	Welch
Dayton	Howe	Kruse	Shoemaker	Westfall
Dean				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2722), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 91 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haggerty	Kruse	Oliver
Allen	Clinton	Hall	Lewis	O'Neil
Bailey	Coffey	Haskell	Lindsay	Palmer
Baker	Craig	Hawkins	Littlejohn	Pratt
Barnes	Curtis	Heath	Locke, S. D.	Price
Barager	Darragh	Hendricks	Locke, L. R.	Rosenthal
Becker	Dean	Higgins	McCabe	Seeber
Binder	Dibble	Hooley	McDonald	Smith, W. E.
Boyce	Dimmick	Horton	Miles	Smith, C.
Boynton	Donnelly	House	Moore	Sweet
Briggs	Donohue	Howe	Murphy	Taylor
Brown, C. W.	Duffy	Husted	Nagle	Tremper
Brown, J. H.	Erwin	Johnson, G. R.	Nash	Van Allen
Burns	Farnum	Johnson, S. W.	Nason	Van Cott
Cady	Felter	Kelly	Nelson	Van Duzer
Cartwright	Forsyth	Kent	Noxon	Veeder
Childs	Garbutt	Kittle	Odell	Westfall
Church	Geddes	Kneeland	Olin	Wilcox
Clarke				

Those who voted in the negative, were

Dayton	Hubbell	Osborne	Shoemaker
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Hodges moved to reconsider the vote by which Assembly bill No. 459, entitled "An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein," was passed, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Dayton, from the sub-committee of the whole, submitted a report ; which was laid upon the table and ordered printed.

(See Doc. No. 171)

The Senate bill entitled "An act to amend section 2818 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 99 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Lindsay	Otis
Allen	Curtis	Heath	Littlejohn	Palmer
Bailey	Darragh	Hendricks	Locke, S. D.	Rice
Baker	Dean	Higgins	Locke, L. R.	Roche
Barnes	Dibble	Hodges	McCabe	Rosenthal
Barager	Dimmick	Hooley	McDonald	Scott
Becker	Donnelly	Horton	Miles	Seeber
Binder	Donohue	Howe	Moore	Shoemaker
Boyce	Duffy	Howland	Mullaney	Smith, W. E.
Boynton	Earl	Hubbell	Murphy	Taylor
Briggs	Erwin	Husted	Murray	Tremper
Brown, C. W.	Farnum	Jobes	Nagle	Van Allen
Burns	Farrell	Johnson, G. R.	Nash	Van Cott
Cady	Felter	Johnson, S. W.	Nason	Van Duzer
Cartwright	Forsyth	Joyce	Noxon	Veeeder
Childs	Garbutt	Kent	Odell	Welch
Church	Geddes	Kittle	Olin	Westfall
Clarke	Haggerty	Kneeland	Oliver	Whiteman
Clapp	Hall	Kruse	O'Neil	Wilcox
Clinton	Haskell	Lewis	Osborne	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 2910), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haskell	Kruse	Otis
Bailey	Clapp	Hawkins	Lewis	Palmer
Baker	Clinton	Heath	Lindsay	Price
Barnes	Craig	Hendricks	Littlejohn	Rice
Barager	Darragh	Higgins	Locke, S. D.	Roche
Becker	Dean	Hodges	Locke, L. R.	Rosenthal
Beckwith	Dibble	Hooley	Maher	Shoemaker
Binder	Dimmick	Howe	McCabe	Smith, W. E.
Boyce	Donnelly	Howland	McDonald	Smith, C.
Boynton	Donohue	Hubbell	Miles	Sweet
Briggs	Farnum	Husted	Moore	Taylor
Brown, C. W.	Felter	Johnson, G. R.	Nagle	Tremper
Brown, J. H.	Forsyth	Johnson, S. W.	Nash	Van Allen
Butler	Garbutt	Joyce	Nelson	Van Duzer
Cady	Geddes	Kelly	Noxon	Welch
Cartwright	Haggerty	Kent	Odell	Westfall
Childs	Hall	Kittle	Oliver	Whiteman
Church	Hasbrouck	Kneeland	O'Neil	Wilcox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hubbell offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns at the close of this morning's session it adjourn to meet on Monday evening next at eight o'clock.

Mr. Hubbell moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

{ AYES 51 }
{ NOES 51 }

Those who voted in the affirmative, were

Allen	Darragh	Jobes	Murphy	Roche
Baker	Duffy	Johnson, S. W.	Murray	Rosenthal
Barnes	Earl	Kelly	Nagle	Seeber
Binder	Felter	Kent	Nason	Smith, W. E.
Brown, C. W.	Haggerty	Kittle	Nelson	Smith, C.
Burns	Harpending	Lindsay	Odell	Taylor
Butler	Higgins	McCabe	Olin	Welch
Cady	Hooley	McDonald	O'Neil	Westfall
Church	Howe	Miles	Owen	Whiteman
Coffey	Hubbell	Mullaney	Palmer	Speaker
Craig				

Those who voted in the negative, were

Ackroyd	Dayton	Hall	Johnson, G. R.	Oliver
Bailey	Dean	Hasbrouck	Joyce	Otis
Barager	Dibble	Haskell	Kneeland	Price
Becker	Donnelly	Hawkins	Kruse	Rice
Boyce	Donohue	Heath	Lewis	Scott
Boynton	Dreiss	Hendricks	Littlejohn	Shoemaker
Brown, J. H.	Farnum	Hodges	Locke, S. D.	Sweet
Cartwright	Forsyth	Horton	Locke, L. R.	Van Allen
Childs	Garbutt	Howland	Maher	Van Duzer
Clapp	Geddes	Husted	Nash	Wilcox
Clinton				

Mr. Heath offered, for the consideration of the House, a resolution in the words following:

Resolved, That a respectful message be sent to the Senate requesting the return to the Assembly of Assembly bill, printed No. 459, entitled "An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein," for the purpose of reconsideration.

Mr. Earl moved that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Howe offered, for the consideration of the House, a resolution in the words following:

Resolved, That this House take a recess at two o'clock until half-past three, and that at half-past five o'clock it adjourn to meet on Monday evening next at eight o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 3094), having been announced for a third reading,

On motion of Mr. Kruse, and by unanimous consent, the same was amended as follows:

Add at the end of section 1 the words "a justice of the peace whose term of office has expired may thus issue an execution."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 102 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Lewis	O'Neil
Allen	Darragh	Hawkins	Lindsay	Osborne
Bailey	Dean	Heath	Littlejohn	Otis
Baker	Dibble	Hendricks	Locke, S. D.	Owen
Barnes	Dimmick	Higgins	Locke, L. R.	Palmer
Barager	Donnelly	Hodges	Maher	Pierson
Becker	Donohue	Horton	McCabe	Price
Binder	Dreiss	Howe	McDonald	Rice
Boyce	Duffy	Howland	Miles	Roche
Boynton	Earl	Hubbell	Moore	Scott
Brown, C. W.	Erwin	Hunt	Mullaney	Shoemaker
Brown, J. H.	Farnum	Husted	Murphy	Smith, W. E.
Burns	Farrell	Johnson, G. R.	Murray	Sweet
Butler	Felter	Johnson, S. W.	Nagle	Taylor
Cady	Forsyth	Joyce	Nash	Tremper
Cartwright	Garbutt	Kelly	Nason	Van Allen
Childs	Geddes	Kent	Nelson	Van Duzer
Clarke	Haggerty	Kittle	Odell	Welch
Clapp	Hall	Kneeland	Olin	Westfall
Clinton	Harpending	Kruse	Oliver	Whiteman
Coffey	Hasbrouck			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Murray stated that had he been present when the vote was taken on Senate bill No. 447, entitled "An act to provide for the retirement on pension of certain patrolmen in the city of New York, and for the appointment of five hundred additional patrolmen in said city," he would have voted in the affirmative.

Indefinite leave of absence was granted to Mr. Jones.

Leave of absence for Mr. Dayton until Monday was granted.

Leave of absence for Mr. Allen until Monday evening was granted.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 3311), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Geddes	Kruse	Oliver
Allen	Clinton	Haggerty	Lindsay	O'Neil
Baker	Coffey	Hall	Locke, S. D.	Osborne
Barnes	Darragh	Harpending	Locke, L. R.	Owen
Barager	Dean	Haskell	Maher	Price
Becker	Dibble	Hawkins	McCabe	Rice
Binder	Dimmick	Heath	McDonald	Rosenthal
Boyce	Donnelly	Higgins	Miles	Seeber
Boynton	Donohue	Howe	Moore	Shoemaker
Brown, C. W.	Dreiss	Howland	Mullaney	Smith, W. E.
Brown, J. H.	Earl	Husted	Murphy	Sweet
Burns	Erwin	Johnson, G. R.	Nagle	Taylor
Butler	Farnum	Johnson, S. W.	Nash	Tremper
Cady	Farrell	Joyce	Nelson	Van Allen
Cartwright	Felter	Kent	Noxon	Veeder
Church	Forsyth	Kittle	Odell	Welch
Clarke	Garbutt	Kneeland	Olin	

Those who voted in the negative, were

Bailey	Hodges	Hubbell	Scott
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Criminal Procedure" (§ 57), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Garbutt	Kent	O'Neil
Allen	Clapp	Geddes	Kittle	Osborne
Bailey	Clinton	Haggerty	Kneeland	Palmer
Baker	Coffey	Hall	Kruse	Price
Barnes	Craig	Haskell	Lewis	Rice

Barager	Darragh	Hawkins	Lindsay	Roche
Becker	Dean	Heath	Locke, S. D.	Shoemaker
Binder	Dibble	Hendricks	Locke, L. R.	Smith, W. E.
Boyce	Dimmick	Higgins	Maher	Sweet
Briggs	Donnelly	Hodges	Moore	Taylor
Brown, C. W.	Donohue	Howland	Mullaney	Tremper
Brown, J. H.	Dreiss	Hubbell	Murray	Van Allen
Burns	Earl	Husted	Nash	Van Duzer
Cady	Erwin	Johnson, G. R.	Nelson	Veeder
Cartwright	Farnum	Johnson, S. W.	Odell	Welch
Childs	Farrell	Joyce	Olin	Westfall
Church	Forsyth	Kelly	Oliver	

For the negative,

Nagle

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 528 of the Code of Criminal Procedure of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Geddes	Kneeland	Osborne
Allen	Clinton	Haggerty	Kruse	Otis
Bailey	Coffey	Hall	Lindsay	Palmer
Baker	Dean	Harpending	Locke, S. D.	Price
Barnes	Dibble	Hawkins	Locke, L. R.	Roche
Becker	Dimmick	Horton	Maher	Rosenthal
Beckwith	Donnelly	House	Miles	Seeber
Boynton	Donohue	Howe	Moore	Shoemaker
Briggs	Duffy	Howland	Mullaney	Smith, W. E.
Brown, C. W.	Earl	Hubbell	Murray	Sweet
Brown, J. H.	Erwin	Husted	Nash	Tremper
Cady	Farnum	Johnson, G. R.	Nelson	Van Allen
Cartwright	Farrell	Johnson, S. W.	Noxon	Van Duzer
Childs	Felter	Joyce	Odell	Veeder
Church	Forsyth	Kelly	Oliver	Welch
Clarke	Garbutt	Kittle	O'Neil	Wilcox

For the negative,

Hasbrouck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend section 59 of the Code of Criminal Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Church	Hall	Kruse	Pratt
Allen	Clarke	Hawkins	Lindsay	Price
Bailey	Clapp	Heath	Locke, S. D.	Rice
Baker	Clinton	Hendricks	Locke, L. R.	Roche
Barnes	Dean	Hodges	Maher	Rosenthal
Barager	Dibble	Howe	McDonald	Seeber
Becker	Donnelly	Howland	Miles	Smith, W. E.
Beckwith	Donohue	Hubbell	Moore	Sweet
Boynton	Dreiss	Husted	Murray	Taylor
Briggs	Earl	Johnson, G. R.	Noxon	Tremper
Brown, C. W.	Erwin	Johnson, S. W.	Odell	Van Allen
Brown, J. H.	Farnum	Joyce	Olin	Van Duzer
Burns	Forsyth	Kelly	Oliver	Veeder
Cady	Garbutt	Kent	O'Neil	Welch
Cartwright	Geddes	Kittle	Osborne	Wilcox
Childs	Haggerty	Kneeland	Palmer	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 548), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Haggerty	Lindsay	Roche
Allen	Clinton	Hall	Littlejohn	Rosenthal
Bailey	Coffey	Hasbrouck	Locke, S. D.	Scott
Baker	Curtis	Hawkins	Maher	Seeber
Barnes	Darragh	Hendricks	McCabe	Shoemaker
Barager	Dean	Higgins	McDonald	Smith, W. E.
Becker	Dibble	Horton	Miles	Sweet
Beckwith	Donnelly	Howland	Murphy	Taylor
Binder	Donohue	Hubbell	Murray	Tremper
Boyce	Dreiss	Husted	Nelson	Van Allen
Boynton	Duffy	Johnson, G. R.	Noxon	Van Cott
Brown, J. H.	Earl	Johnson, S. W.	Oliver	Van Duzer
Burns	Erwin	Joyce	O'Neil	Veeder
Butler	Farnum	Kelly	Osborne	Walrath
Cady	Felter	Kittle	Owen	Welch
Cartwright	Forsyth	Kruse	Palmer	Wilcox
Childs	Garbutt	Lewis	Rice	Zimmerman
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend sections 658 and 659, chapter 5, Code of Criminal Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hall	Locke, S. D.	Shoemaker
Bailey	Clinton	Haskell	Maher	Smith, W. E.
Baker	Coffey	Hawkins	McCabe	Smith, C.
Barnes	Curtis	Higgins	McDonald	Sweet
Barager	Dean	Hodges	Miles	Taylor
Beckwith	Dibble	Howland	Murphy	Tremper
Binder	Donnelly	Hubbell	Murray	Van Allen
Boyce	Dreiss	Husted	Nelson	Van Cott
Boynton	Duffy	Johnson, G. R.	Noxon	Van Duzer
Brown, C. W.	Earl	Johnson, S. W.	Odell	Veeder
Brown, J. H.	Farnum	Joyce	Oliver	Walrath
Burns	Farrell	Kelly	O'Neil	Welch
Butler	Felter	Kent	Osborne	Westfall
Cady	Forsyth	Kittle	Palmer	Whiteman
Cartwright	Garbutt	Kruse	Roche	Wilcox
Childs	Geddes	Lewis	Rosenthal	Zimmerman
Clarke	Haggerty	Littlejohn	Scott	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same.

"An act to further amend chapter 697 of the Laws of 1866, entitled 'An act supplementary to the act entitled An act to authorize the formation of railroad corporations, and to regulate the same.'"

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Husted offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That the Joint Rules, as printed in the Blue Book for the year 1883, be adopted as the Joint Rules of the present Legislature, with the exception of the twentieth joint rule.

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
 { NOES 35 }

Those who voted in the affirmative, were

Baker	Curtis	Howland	Locke, S. D.	Price
Barnes	Dean	Hubbell	Locke, L. R.	Scott
Barager	Dibble	Hunt	Maher	Seeber
Becker	Dreiss	Husted	Miles	Shoemaker
Beckwith	Erwin	Jobes	Moore	Smith, W. E.
Binder	Farnum	Johnson, S. W.	Murphy	Sweet
Boyce	Forsyth	Joyce	Nash	Taylor
Briggs	Garbutt	Kent	Noxon	Tremper
Brown, C. W.	Geddes	Kittle	Olin	Van Allen
Cartwright	Haskell	Kneeland	Oliver	Van Duzer
Clarke	Hawkins	Kruse	O'Neil	Walrath
Clapp	Hendricks	Lewis	Owen	Welch
Clinton	Horton	Littlejohn	Palmer	Wilcox
Coffey	Howe			

Those who voted in the negative, were

Ackroyd	Church	Earl	Lindsay	Odell
Allen	Darragh	Felter	McCabe	Osborne
Bailey	Dayton	Haggerty	McDonald	Rice
Brown, J. H.	Dimmick	Hasbrouck	Mullaney	Roche
Burns	Donnelly	Higgins	Murray	Van Cott
Butler	Donohue	Hodges	Nagle	Veeder
Childs	Duffy	Johnson, G. R.	Nelson	Whiteman

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Criminal Procedure" (§§ 726, 728), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hawkins	Littlejohn	Palmer
Allen	Curtis	Hendricks	Locke, S. D.	Rice
Bailey	Dean	Higgins	Locke, L. R.	Roche
Barnes	Dimmick	Hodges	McCabe	Seeber
Barager	Donnelly	Horton	McDonald	Shoemaker
Beckwith	Dreiss	Howland	Miles	Smith, W. E.
Boyce	Duffy	Husted	Moore	Smith, C.
Boynton	Erwin	Jobes	Murray	Sweet
Briggs	Farnum	Johnson, G. R.	Nelson	Taylor
Brown, C. W.	Farrell	Johnson, S. W.	Noxon	Tremper
Brown, J. H.	Felter	Joyce	Odell	Van Allen
Burns	Forsyth	Kent	Olin	Van Cott
Cady	Garbutt	Kittle	Oliver	Veeder
Cartwright	Haggerty	Kneeland	O'Neil	Walrath
Childs	Hasbrouck	Kruse	Osborne	Welch
Clarke	Haskell	Lindsay	Owen	Whiteman
Clinton				

For the negative,

Nagle

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 792), having been announced for a third reading,

Mr. Oliver moved to amend said bill as follows :

After the words "may be," on line 8, insert the words "when a guilty knowledge has been shown as to its having been embezzled or stolen."

Mr. Littlejohn moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Oliver, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Harpending	Kneeland	O'Neil
Bailey	Craig	Haskell	Kruse	Osborne
Barnes	Dean	Hawkins	Lewis	Otis
Barager	Dibble	Hendricks	Littlejohn	Owen
Becker	Dimmick	Higgins	Locke, S. D.	Rice
Binder	Donnelly	Hodges	Maher	Rosenthal
Boyce	Donohue	Horton	McCabe	Shoemaker
Boynton	Dreiss	Howe	Miles	Smith, W. E.
Briggs	Duffy	Howland	Moore	Taylor
Brown, C. W.	Erwin	Hubbell	Murray	Tremper
Brown, J. H.	Farnum	Hunt	Nagle	Van Allen
Burns	Felter	Husted	Nash	Van Cott
Cady	Forsyth	Jobs	Nelson	Van Duzer
Cartwright	Garbutt	Johnson, G. R.	Noxon	Veeder
Childs	Geddes	Joyce	Odell	Whiteman
Clarke	Haggerty	Kent	Olin	Wilcox
Clapp	Hall	Kittle	Oliver	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend the Penal Code" (§ 353), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haskell	Lewis	O'Neil
Allen	Coffey	Hawkins	Lindsay	Osborne
Bailey	Craig	Hendricks	Littlejohn	Otis
Barnes	Dean	Horton	Locke, S. D.	Owen
Barager	Dibble	Howe	Maher	Palmer
Beckwith	Dimmick	Howland	McCabe	Price
Boyce	Donnelly	Hubbell	McDonald	Rice
Boynton	Donohue	Hunt	Miles	Seeber
Briggs	Dreiss	Husted	Moore	Smith, W. E.
Brown, C. W.	Erwin	Johnson, G. R.	Nagle	Sweet
Brown, J. H.	Farnum	Joyce	Nash	Tremper
Burns	Garbutt	Kelly	Nelson	Van Cott
Butler	Geddes	Kent	Noxon	Van Duzer
Cady	Haggerty	Kittle	Odell	Veeder
Cartwright	Hall	Kneeland	Olin	Walrath
Clarke	Hasbrouck	Kruse	Oliver	Wilcox

Those who voted in the negative, were

Jobs Mullaney

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Penal Code" (§ 508), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Cartwright	Geddes	Littlejohn	Owen
Allen	Childs	Haggerty	Locke, S. D.	Palmer
Bailey	Church	Harpending	Locke, L. R.	Price
Baker	Clarke	Hasbrouck	McCabe	Roche
Barnes	Darragh	Hawkins	McDonald	Seeber
Barager	Dean	Hendricks	Miles	Smith, W. E.
Becker	Dibble	Howland	Mullaney	Sweet
Beckwith	Dimmick	Hubbell	Nash	Tremper
Binder	Donnelly	Husted	Nelson	Van Allen
Boyce	Donohue	Jobes	Noxon	Van Cott
Briggs	Dreiss	Johnson, G. R.	Odell	Van Duzer
Brown, C. W.	Erwin	Johnson, S. W.	Olin	Veeder
Brown, J. H.	Farnum	Kent	Oliver	Walrath
Burns	Felter	Kneeland	O'Neil	Welch
Butler	Forsyth	Kruse	Osborne	Wilcox
Cady	Garbutt	Lindsay	Otis	

For the negative,

Boynton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 676 of the Laws of 1881, entitled 'An act to establish a Penal Code,' " having been announced for a third reading,

Mr. Wilcox moved to commit said bill to the committee on State prisons.

Mr. Kruse moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Wilcox, and it was determined in the affirmative.

{ AYES 50 }
{ NOES 21 }

Those who voted in the affirmative, were

Allen	Donohue	Hawkins	Locke, S. D.	Palmer
Bailey	Farnum	Hendricks	Maher	Rice
Becker	Farrell	Higgins	Miles	Roche
Burns	Felter	Howland	Moore	Rosenthal
Butler	Forsyth	Joyce	Mullaney	Seeber
Cady	Garbutt	Kittle	Nash	Shoemaker
Clinton	Geddes	Kneeland	Noxon	Sweet
Coffey	Hall	Lewis	Olin	Tremper
Dayton	Hasbrouck	Lindsay	Otis	Van Cott
Donnelly	Haskell	Littlejohn	Owen	Wilcox

Those who voted in the negative, were

Ackroyd	Brown, J. H.	Jobes	Nagle	Osborne
Barnes	Dimmick	Johnson, S. W.	Nelson	Scott
Beckwith	Erwin	McCabe	Oliver	Smith, W. E.
Boynton	Husted	Murray	O'Neil	Whiteman
Brown, C. W.				

The bill entitled "An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a code of criminal procedure,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Childs	Geddes	Joyce	Palmer
Allen	Clinton	Haggerty	Kelly	Rice
Bailey	Coffey	Hall	Kent	Roche
Baker	Craig	Haskell	Kneeland	Rosenthal
Barnes	Dayton	Hawkins	Kruse	Shoemaker
Barager	Dean	Heath	Littlejohn	Smith, W. E.
Becker	Dibble	Hendricks	Locke, S. D.	Sweet
Binder	Donnelly	Higgins	McCabe	Taylor
Boyce	Donohue	Horton	Moore	Van Allen
Boynton	Driess	Howe	Mullaney	Van Cott
Briggs	Duffy	Howland	Nash	Veeder
Brown, C. W.	Earl	Hubbell	Noxon	Walrath
Brown, J. H.	Erwin	Hunt	Odell	Welch
Burns	Farnum	Johnson, G. R.	Olin	Whiteman
Butler	Felter	Johnson, S. W.	Oliver	Wilcox
Cartwright	Garbutt	Jones	Osborne	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Littlejohn, from the committee on ways and means, to which was referred the bill introduced by Mr. Littlejohn, Int. No. 1119, entitled "An act authorizing the Commissioners of the Board of Claims to appoint a deputy clerk, and for other purposes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howe	Maher	Roche
Allen	Donnelly	Howland	McDonald	Rosenthal
Barnes	Dreiss	Hubbell	Mullaney	Shoemaker
Beckwith	Erwin	Husted	Murray	Smith, W. E.
Binder	Farnum	Jobes	Nagle	Smith, C.

Boynton	Felter	Johnson, G. R.	Nelson	Sweet
Briggs	Garbutt	Johnson, S. W.	Noxon	Taylor
Brown, C. W.	Geddes	Kelly	Odell	Tremper
Brown, J. H.	Haggerty	Kent	Olin	Van Allen
Butler	Hall	Kittle	Oliver	Van Cott
Cady	Hasbrouck	Kneeland	O'Neil	Walrath
Cartwright	Hawkins	Lewis	Osborne	Welch
Childs	Hendricks	Lindsay	Owen	Whiteman
Church	Higgins	Littlejohn	Palmer	Wilcox
Coffey	Hodges	Locke, S. D.	Rice	Zimmerman
Dibble	Horton			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act in relation to a fund or property proceeding from the trustees for the society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation," passed May 10, 1877," reported in favor of the passage of the same, with an amendment, and the title amended so as to read "An act to amend and supplement chapter 255 of the Laws of 1877, entitled 'An act in relation to a fund or property proceeding from the trustees of the Society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation,'" which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Husted, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1068), reported in favor of the passage of the same, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to provide for submitting a proposed amendment to the Constitution to the electors of the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend subdivision 8 of section 4 of title 1 of chapter 13 of part 1 of the Revised Statutes," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 471 of the Laws of 1853, entitled 'An act to amend an act entitled An act to provide for the incorporation and regulation of telegraph companies,' passed April 12, 1848," reported in favor of the passage of the same (Messrs. Westfall, Nash and Nelson dissenting), which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Clinton, from the committee on canals, to which was referred the Senate bill entitled "An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ackroyd, and by unanimous consent, said bill was substituted for the Assembly bill No. 755, now on the order of third reading of bills.

Mr. Clinton, from the committee on canals, to which was referred the Senate bill entitled "An act to provide for rebuilding the bridges in Columbia and Fayette streets, over the Chenango canal in the city of Utica, and for changing the grade of the streets at such points," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ackroyd, and by unanimous consent, said bill was ordered to a third reading.

Mr. O'Neil, from the committee on game laws, to which was referred the Senate bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Van Cott, and by unanimous consent, said bill was ordered to a third reading.

The Senate returned the bill entitled "An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals, for the fiscal year commencing on the 1st day of October, 1884," with a message that they have concurred in the passage of the same, with the following amendments :

Page 2, line 17, engrossed bill, strike out the words "twenty-five," and insert the word "fifteen."

Strike out section 4 of said bill.

Mr. Clinton moved that the Assembly do non-concur in the amendments of the Senate, that a committee of conference be appointed on the part of the Assembly, and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Clinton, Sweet, Geddes, Ackroyd and Allen.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the amendments of the Senate thereto, have appointed a committee of conference thereon, and request a like committee on the part of the Senate.

The Senate returned the bill entitled "An act to further amend chapter 482 of the Laws of 1875, entitled 'An act to confer on boards of supervisors further powers of local legislation and administration, and to regulate the compensation of supervisors,'" with a message that they have concurred in the passage of the same, with the following amendments :

Strike out all after the enacting clause and insert the following:

"SECTION 1. The compensation of each of the members of the board of supervisors of the counties of Monroe, Orleans, and Broome shall be at the rate of \$300 per day for each day's actual attendance at the sessions of said boards respectively including the delivery of the assessment-roll and warrant to the collector of their respective towns and wards and which amounts shall be in lieu of all other compensation for such duties.

"§ 2. Each member of said respective boards shall also be entitled to receive from the county for his services in making one copy of the assessment-roll of his town or ward, when required to be made by him by laws applicable to the town or cities in said county, including the extension of the tax list to be delivered to the collector or receiver of taxes, compensation at the rate of three cents for each written line for the first one hundred lines on said roll, two cents per line as aforesaid for the second one hundred lines, and one cent per line as aforesaid for all written lines in excess of two hundred. He shall also receive mileage at the rate of eight cents per mile for once going to and once returning from his residence to the place where the sessions of the board shall be held, computing the distance by the usual traveled route.

"§ 3. Such members shall be entitled to the sum of \$3 each for every day's service rendered by them respectively, at any special session of said board or for any special duty assigned to them by said board, and mileage as provided in the last preceding section for such special session or service.

"§ 4. No other compensation, fee, charge, or allowance of any kind shall be made to any supervisor for his services chargeable to the county, and any supervisor who shall receive or vote for any allowance in violation of this act shall be deemed guilty of a misdemeanor, and shall, on conviction, pay for the use of the county, such penalty as the court having cognizance of such offense shall adjudge, not exceeding \$250; but nothing in this section shall forbid the payment to any member of said board of his actual expenses incurred in any investigation or other duty which may be lawfully committed to him by the board, and which shall require his attendance at any place away from where he shall reside, and five miles or more distant from the place where the board shall hold its session.

"§ 5. All provisions of law conflicting with this act, so far as they relate to the counties of Monroe, Orleans and Broome, are hereby repealed.

"§ 6. This act shall take effect immediately."

Amend the title so as to read as follows :

"An act to provide for the compensation of members of the board of supervisors of the counties of Monroe, Orleans and Broome."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Horton	Locke, L. R.	Scott
Allen	Dean	Howe	Maher	Seeber
Baker	Dibble	Howland	McCabe	Shoemaker

Barnes	Donnelly	Hubbell	Moore	Smith, W. E.
Becker	Dreiss	Husted	Nash	Smith, C.
Beckwith	Earl	Jobes	Nelson	Sweet
Binder	Erwin	Johnson, S. W.	Noxon	Taylor
Boynton	Farnum	Joyce	Odell	Tremper
Brown, C. W.	Farrell	Kelly	Olin	Van Allen
Burns	Felter	Kent	Oliver	Van Cott
Butler	Geddes	Kneeland	O'Neil	Van Duzer
Cady	Hall	Kruse	Osborne	Veeder
Cartwright	Hasbrouck	Lewis	Owen	Welch
Childs	Haskell	Lindsay	Rice	Whiteman
Clarke	Hawkins	Littlejohn	Roche	Zimmerman
Coffey	Hooley	Locke, S. D.	Rosenthal	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The bill entitled "An act to provide for the construction of wastegates and spill-way in the north embankment of the Erie canal, in the village of Spencerport, in the county of Monroe," having been announced for a third reading,

On motion of Mr. Garbutt, and by unanimous consent, the same was amended as follows :

Section 2, line 2, strike out the words "at once," and insert therein the words "as soon as practicable."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Hubbell	Maher	Price
Barnes	Dreiss	Husted	McDonald	Roche
Barager	Duffy	Jobes	Murphy	Rosenthal
Beckwith	Earl	Johnson, G. R.	Nagle	Seeber
Boynton	Farnum	Johnson, S. W.	Nash	Shoemaker
Burns	Felter	Jones	Nason	Smith, W. E.
Butler	Haggerty	Joyce	Noxon	Sweet
Cady	Hall	Kent	Odell	Taylor
Cartwright	Hasbrouck	Kittle	Olin	Tremper
Clarke	Haskell	Kneeland	Oliver	Van Allen
Clinton	Heath	Kruse	O'Neil	Van Cott
Coffey	Hendricks	Lewis	Osborne	Van Duzer
Dean	Hodges	Littlejohn	Otis	Veeder
Dibble	Horton	Locke, S. D.	Owen	Walrath
Dimmick	Howe	Locke, L. R.	Palmer	Welch
Donnelly	Howland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows :

"An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts for the purpose of taxation.'"

"An act to lay out and establish a permanent exterior street along a portion of the East river in the city of New York, and to alter the map or plan of the city of New York to conform thereto."

"An act to amend chapter 288 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' and the acts amendatory thereof."

"An act to regulate the sale and manufacture of metallic wares in this State."

"An act to amend chapter 284 of the Laws of 1874, entitled 'An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company.'"

"An act supplementary to chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'"

"An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases."

"An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' and the acts amendatory thereof."

"An act to constitute the mayor of the city of Lockport sole commissioner for the purpose of carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled 'An act to amend an act entitled An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, so as to permit municipal corporations to aid in the construction of railroads and the several acts amendatory thereof so far as the same apply to the city of Lockport with respect to the bonding of said city in aid of the construction of the railroad of the Lockport and Buffalo Railroad Company in place of the three commissioners heretofore appointed and now in office."

"An act entitled 'An act to amend chapter 122 of the Laws of 1883, entitled An act to provide for voting by ballot at town meetings on propositions to raise money by tax.'"

"An act to protect the canals of the State."

"An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York.'"

"An act to amend title 2, chapter 13, part 1 of the Revised Statutes, entitled 'Of the place and manner in which property is to be assessed.'"

"An act to erect the town of Childwold, in the county of St. Lawrence."

"An act to provide for the payment of certain claims for work done and material furnished in constructing water-works in the village of Amsterdam."

"An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State."

"An act to enable corporations organized under the laws of this State to extend their existence."

"An act to release to Sophia Gaude the right, title, interest and estate of the people of the State of New York in and to certain real estate in the town of Royalton, county of Niagara."

"An act to amend chapter 135 of the Laws of 1870, entitled 'An act for the relief of corporations organized under general laws.'"

"An act to amend chapter 39 of the Laws of 1862, entitled 'An act in relation to Vassar Female College.'"

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure."

"An act to enforce the obligations of contracts."

"An act to legalize the acts of Jeffrey Stroud and William C. Cummins as commissioners of excise of the town of Woodhull, in the county of Steuben."

"An act to amend chapter 361 of the Laws of 1883, entitled 'An act to amend chapter 119 of the Laws of 1875, entitled An act to amend chapter 146 of the Laws of 1872, entitled An act to authorize corporations to hold and convey real estate for business purposes in other States with the consent thereof,' so as to authorize such corporations to hold and convey real estate in other States and countries, and to make investments and deposits therein."

"An act to amend the Code of Civil Procedure."

"An act to incorporate the United States Transfer and Exchange Association."

"An act to provide for the better protection of the public lands of the State, and for the appointment of foresters."

"An act for the appointment of a commissioner of the Adirondack forest, and to define his powers and duties."

"An act to release the interest of the people of the State of New York in and to certain moneys arising upon the sale of certain property, made by order of the Supreme Court in two certain actions in foreclosure to Thomas Webb and Elizabeth Platts."

The Senate bill entitled "An act to require the Secretary of State to procure a suitable plate, to print certificates, to be presented to honorably discharged soldiers, sailors and marines who served in the Union army and navy from the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Jobes	Murray	Scott
Bailey	Duffy	Johnson, G. R.	Nash	Shoemaker
Barager	Earl	Johnson, S. W.	Nelson	Smith, W. E.
Beckwith	Farnum	Joyce	Noxon	Smith, C.
Boyce	Farrell	Kent	Odell	Sweet
Brown, C. W.	Forsyth	Kittle	Olin	Taylor
Brown, J. H.	Garbutt	Kneeland	Oliver	Tremper
Burns	Haggerty	Kruse	O'Neil	Van Allen
Butler	Hall	Lewis	Osborne	Van Cott
Cady	Hawkins	Lindsay	Otis	Van Duzer
Cartwright	Heath	Littlejohn	Owen	Veeder
Clarke	Hendricks	Locke, L. R.	Palmer	Walrath
Clapp	Hooley	Maher	Price	Welch
Craig	Howland	McCabe	Rice	Westfall
Dibble	Hubbell	McDonald	Rosenthal	Whiteman
Dimmick	Husted	Murphy		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to regulate the raising of taxes for extraordinary expenditures in the corporation of the village of Union Springs, in the county of Cayuga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hasbrouck	Locke, L. R.	Roche
Baker	Craig	Haskell	Maher	Rosenthal
Barnes	Curtis	Heath	McCabe	Seeber
Barager	Darragh	Hendricks	McDonald	Shoemaker
Becker	Dibble	Hodges	Murphy	Smith, W. E.
Beckwith	Dimmick	Howland	Murray	Smith, C.
Binder	Donnelly	Husted	Nagle	Sweet
Boynton	Donohue	Jobes	Nash	Taylor
Brown, C. W.	Duffy	Johnson, S. W.	Noxon	Tremper
Brown, J. H.	Earl	Joyce	Olin	Van Allen
Burns	Erwin	Kent	Oliver	Van Cott
Butler	Farnum	Kittle	O'Neil	Van Duzer
Cartwright	Felter	Kruse	Osborne	Veeder
Church	Forsyth	Lindsay	Palmer	Walrath
Clarke	Geddes	Littlejohn	Rice	Welch
Clapp	Haggerty	Locke, S. D.		

Those who voted in the negative, were

Hubbell Scott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until half-past three o'clock.

HALF-PAST THREE O'CLOCK, P. M.

The House again met.

The Senate sent for concurrence the bills entitled as follows :

"An act to amend the Penal Code" (§ 317), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to authorize the formation of gas companies,' passed February 16, 1848, as to the county of Kings," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Heath, and by unanimous consent, said bill was substituted for Assembly bill, Int. No. 1122, now on the order of third reading of bills.

By unanimous consent,

Mr. Harpending offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That the State Engineer and Surveyor be authorized and directed to examine and make survey of the low lands along the line of Flint creek in the towns of Gorham and Potter, in the counties of Ontario and Yates, and report to the Legislature of 1885 as to the practicability and feasibility of straightening and improving said Flint creek running through said towns, thereby draining and reclaiming said low lands and the probable expense of such straightening and improving.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code,'" having been announced for a third reading,

On motion of Mr. Heath, and by unanimous consent, the same was amended as follows :

Strike out all of section 4 and insert in lieu thereof the following :

"§ 4. Section 21 of said act is hereby amended so as to read as follows :

"§ 21. The chief of ordnance shall give a bond to the State in the sum of \$25,000, with two sureties, who shall qualify in double the amount, to be approved by the commander-in-chief, for the faithful discharge of the duties of his office; he shall keep in good repair the arsenals, magazines and armories belonging to the State, under the following provisions: When ordinary repairs, not exceeding \$100 in cost, are necessary, the officer in charge of the building shall report what is required to be done with the probable cost thereof, to the chief of ordnance, and upon his approval cause the repairs to be made, payment for which shall be made only upon the certification of said officer that such repairs have been properly performed and that the bills therefor are reasonable and just. When repairs, the cost of which will amount to \$100 and less than \$500, are required, a full statement of the necessity thereof must be made by the officer in charge to the chief of ordnance, who shall cause estimates of the cost thereof to be prepared (and submitted to him for his acceptance) by two or more parties, and shall cause the work to be done under a contract entered into for that purpose, with the approval of the Adjutant-General. Upon the completion of the work, it shall be inspected by the Inspector-General or an officer of his department, and payment therefor shall not be made until it appears by the certificate of such officer that such work has been properly performed according to the contract made. When repairs are to be made, the expenditures for which will exceed \$500, advertisement for proposals shall be made, bids received, and contracts regularly entered into, with the approval of the Adjutant-General. During the progress of the work the Inspector-General shall detail a proper person, who shall be required, from time to time, to visit the building and satisfy himself that the contract is being faithfully carried out. Upon the completion of the repairs, the work shall be inspected by the Inspector-General or an officer of his department, and payment therefor shall not be made

until it appears by the certificate of such officer that such work has been properly performed according to the contract made. All bills for work done on any of the arsenals or armories of the State exceeding \$10 must be verified by affidavit, setting forth that the work has been properly performed, and that the amount charged is reasonable and just. Copies of all contracts and agreements made for repairing or alteration of arsenals or armories shall be immediately filed in the office of the Adjutant-General. And he shall also attend to the due preservation and safe-keeping and repairing of the ordnance, arms, accoutrements and all other military property in his charge belonging to the State; and he shall at all times have the control and disposal of the same for that purpose, and appoint the necessary keepers to take charge thereof. He shall, under the direction of the commander-in-chief, dispose of all such military property to the best advantage by public auction, after advertising such sale daily for ten days in at least one newspaper published in the English language in the city or county where the sale is to take place, that shall be deemed unsuitable for the use of the State, after a proper inspection thereof by a board of survey to be ordered by the commander-in-chief, and upon the report of such board. The officer making such sale shall bid in and suspend the sale whenever, in his opinion, better prices may or should be obtained. He shall, from time to time, render a just and true account of all sales made by him, with all convenient speed, to the commander-in-chief, and shall expend the proceeds of the same in the purchase of clothing, arms, ammunition and other military property as the commander-in-chief may direct. He shall report annually to the commander-in-chief a statement, in detail, showing the actual condition and disposition of all the clothing, ordnance, arms, ammunition and all other property in his charge. He shall keep a just and true account of all the expenses necessarily incurred in and about his department, which shall include all expenses for the transportation of troops, for transportation to and from the arsenals, magazines and armories of all ordnance, arms, ammunition, clothing and camp and garrison equipage or other military property, and the same shall be audited and paid in the same manner as other military accounts are audited and paid. On the requisition of any commanding officer, the chief of ordnance, with the approval of the commander-in-chief, shall issue to such commanding officer, for the use of his command, such military property of the State as may be found necessary for its use, and under the direction of the commander-in-chief, the chief of ordnance may make purchases for that purpose; but no military property belonging to the State shall be issued to persons or organizations other than those belonging to the National Guard. The Comptroller shall draw his warrant upon the Treasurer, on the certificate of the Adjutant-General, approved by the commander-in-chief, for such sums as shall, from time to time, be expended for the purchase or manufacture of clothing, arms and equipments and other military property."

In section 5, line 1, change "this" to "said."

Insert as section 11 the following:

"§ 11. Section 89 of said act is hereby amended so as to read as follows:

"§ 89. The commander-in-chief is authorized to annually offer in each division on behalf of the State a prize not exceeding \$100 in value, to be known as the "State Division Prize," for competition

among the several regiments, battalions and separate companies in each division; and a similar prize not exceeding \$500 in value, to be known as the State prize for competition among all the regiments, battalions and separate companies throughout the State; and also a prize not to exceed \$50 in value, for the company in each division having the highest general figure of merit; such prizes to be competed for under regulations which shall be prescribed by the general inspector of rifle practice. And it shall be the duty of the general inspector of rifle practice or his assistant to attend the annual competition for the State prize, and see that the same is conducted with fairness and according to the prescribed regulations."

Change section 12 to section 13.

Change section 13 to section 14.

Change section 14 to section 15.

Strike out section 15 of engrossed bill.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly being present, and two-thirds of those present voting in favor thereof.

{ AYES 66 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hasbrouck	Kneeland	Palmer
Barager	Dibble	Hawkins	Kruse	Rice
Becker	Donnelly	Heath	Lindsay	Roche
Beckwith	Donohue	Horton	Littlejohn	Scott
Boyce	Dreiss	Howland	Locke, L. R.	Shoemaker
Briggs	Duffy	Hubbell	Maher	Taylor
Brown, C. W.	Farnum	Husted	Mullaney	Tremper
Burns	Farrell	Johnson, G. R.	Nash	Van Allen
Butler	Garbutt	Johnson, S. W.	Nelson	Van Duzer
Cady	Geddes	Joyce	Olin	Veeder
Cartwright	Haggerty	Kelly	Oliver	Westfall
Childs	Hall	Kent	O'Neil	Whiteman
Craig	Harpending	Kittle	Osborne	Wilcox
Curtis				

For the negative,

Hendricks .

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' passed May 5, 1847," having been announced for a third reading,

On motion of Mr. Kruse, and by unanimous consent, the same was amended as follows:

Section 1, line 9, engrossed bill, after the word "title" strike out "three," and insert "two."

Section 2, line 1, after "chapter," insert "197 of the Laws of 1847."

Add at the end of section 2 the words "but such contribution by such town shall be made upon such terms and conditions as to the use, management and control of the respective portions of such town house

for town and village purposes respectively, to be agreed upon by and between the board of trustees of such village and the town board of such town."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Kruse	Roche
Bailey	Darragh	Hawkins	Lewis	Rosenthal
Barnes	Dean	Heath	Littlejohn	Scott
Barager	Dibble	Hendricks	Locke, L. R.	Shoemaker
Becker	Dimmick	Higgins	Maher	Smith, W. E.
Beckwith	Donnelly	Hodges	Mullaney	Sweet
Boyce	Dreiss	Horton	Nash	Taylor
Briggs	Duffy	Howland	Nelson	Tremper
Brown, C. W.	Earl	Hubbell	Odell	Van Allen
Burns	Felter	Husted	Olin	Van Cott
Butler	Garbutt	Jobes	Oliver	Van Duzer
Cady	Geddes	Johnson, G. R.	O'Neil	Veeder
Cartwright	Haggerty	Johnson, S. W.	Osborne	Westfall
Childs	Hall	Joyce	Price	Whiteman
Coffey	Harpending	Kittle	Rice	Wilcox
Craig	Hasbrouck			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the charter of the St. Vincent's Retreat for the Insane," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Kruse	Rice
Bailey	Dibble	Heath	Lewis	Roche
Barnes	Donnelly	Hendricks	Lindsay	Rosenthal
Barager	Donohue	Hodges	Littlejohn	Scott
Becker	Dreiss	Horton	Locke, L. R.	Smith, W. E.
Beckwith	Duffy	Howland	Maher	Smith, C.
Boyce	Earl	Hubbell	Mullaney	Sweet
Briggs	Farrell	Husted	Murphy	Taylor
Brown, C. W.	Felter	Jobes	Nash	Tremper
Burns	Garbutt	Johnson, G. R.	Nason	Van Allen
Butler	Geddes	Johnson, S. W.	Olin	Van Cott
Cady	Haggerty	Joyce	Oliver	Van Duzer
Cartwright	Hall	Kelly	O'Neil	Veeder
Craig	Harpending	Kent	Osborne	Westfall
Curtis	Hasbrouck	Kittle	Palmer	Whiteman
Darragh	Haskell	Kneeland	Price	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to exempt property, real and personal, of the 'German Hospital and Dispensary in the city of New York' from taxation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 8 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Forsyth	Johnson, S. W.	Osborne
Bailey	Coffey	Garbutt	Joyce	Rice
Barnes	Craig	Geddes	Kent	Roche
Barager	Curtis	Haggerty	Kittle	Rosenthal
Becker	Darragh	Hall	Kneeland	Shoemaker
Beckwith	Dean	Harpending	Lindsay	Smith, W. E.
Boyce	Dibble	Haskell	Locke, L. R.	Smith, C.
Briggs	Dimmick	Hawkins	Maher	Sweet
Brown, C. W.	Donnelly	Heath	Mullaney	Taylor
Burns	Donohue	Hendricks	Murphy	Van Allen
Butler	Duffy	Horton	Nagle	Van Cott
Cady	Earl	Howland	Nash	Veeder
Cartwright	Erwin	Husted	Nelson	Westfall
Childs	Farnum	Jobs	Odell	Wilcox
Church	Farrell	Johnson, G. R.	Oliver	Speaker
Clarke	Felter			

Those who voted in the negative, were

Dreiss	Hodges	Kruse	Scott	Whiteman
Hasbrouck	Hubbell	O'Neil		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 528 of the Laws of 1880, entitled 'An act to provide for the appointment of a board of elections and of registers, canvassers, inspectors and poll clerks of the city of Brooklyn, and to fix their compensation,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Hawkins	Kruse	Rosenthal
Barnes	Dean	Heath	Littlejohn	Shoemaker
Barager	Dibble	Hendricks	Locke, L. R.	Smith, W. E.
Becker	Dimmick	Hodges	Maher	Smith, C.
Beckwith	Donnelly	Horton	Mullaney	Sweet
Boyce	Donohue	Howe	Murphy	Taylor
Briggs	Duffy	Howland	Nagle	Tremper
Brown, C. W.	Erwin	Hubbell	Nelson	Van Allen

Burns	Farnum	Husted	Olin	Van Cott
Butler	Felter	Jobes	O'Neil	Van Duzer
Cady	Garbutt	Johnson, G. R.	Osborne	Veeder
Cartwright	Geddes	Johnson, S. W.	Palmer	Walrath
Church	Haggerty	Joyce	Price	Westfall
Clarke	Hall	Kent	Rice	Wilcox
Coffey	Harpending	Kneeland	Roche	Speaker
Craig	Hasbrouck			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for the care, transportation and commitment, and the payment therefor of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the alms-house in the city of Albany," having been announced for a third reading,

On motion of Mr. Maher, and by unanimous consent, the same was amended as follows :

Section 7, line 4, strike out the word "procuring," and in lieu thereof insert the word "payment."

Strike out all of section 11, and insert the following :

"§ 11. Whenever any person having a legal settlement in either of the towns of Berne, Bethlehem, Coeymans, Guiderland, Knox, New Scotland, Rensselaerville, or Westerlo, in the county of Albany, be not entirely destitute, but in such indigent circumstances as to require only a partial though continuous relief in order to prevent his or her entire support becoming a county charge, or being a pauper, be in such a sick, lame or otherwise disabled condition, that he or she cannot be safely removed to or cared for in the alms-house, the overseer of the poor having jurisdiction in the place of the residence or abode of such person shall take such person before some magistrate, who shall examine such person and shall cause to appear before him, and shall examine such other persons under oath as shall be acquainted with the parentage, condition and circumstances and antecedents and length of residence in this county of such person, and shall among other things ascertain the full name, age, nativity, color, sex and present and former residences of such person, his or her father, mother and children, if any, the name, age, residence, and condition of each with reference to their ability to receive such person, and also the specific reason, if any, why such person is liable to become a county charge, or why he or she cannot be safely removed to and cared for in the county alms-house, and shall reduce such examinations to writing and cause the same to be subscribed by the persons examined. In case no person shall be, by law, chargeable with the support of such person, the said magistrate shall certify and deliver such examination to the said overseer, who shall transmit the same to the superintendent of the alms-house in the city of Albany."

Add the following new sections, to be numbered sections 12, 13 and 14 as follows :

"§ 12. If from such examination the said superintendent shall find that such person is one of the class mentioned in the last preceding section and can be properly cared for at his or her place of residence or abode, he shall by an order duly made and entered and dated on

the day of its entry in a proper book or books of record, to be kept by him, direct the county treasurer to pay the said overseer such a weekly allowance of money, not exceeding ten shillings per week, as he shall deem necessary for the proper relief of such person, and shall transmit to said overseer a certified copy of said order; provided, however, that in no case shall the aggregate allowance or allowances so made or remaining in force pursuant to the provisions of this act for the relief of the poor in any one town or the payments thereunder in any one year exceed the sum of \$390. The said overseer to whom such order shall be transmitted shall file the same with the county treasurer, and thereupon it shall be the duty of the county treasurer to file and preserve the said order in his office, and out of the moneys in his hands belonging to the county to pay the said overseer a sum equal to the aggregate of the weekly allowances mentioned in said order, computed for a period of six months next succeeding the date thereof, and thereafter semi-annually with reference to said date, to pay the said overseer, his successor or successors a like amount, unless he shall sooner receive from the superintendent of the alms-house a certified copy of an order revoking such allowance. In which case he shall attach the said certificate of revocation to the original on file in his office and thereafter shall make no further payments on account of the allowance so revoked.

“§ 13. The overseer or his successor receiving such moneys shall use and expend the same in procuring the necessary matters and things for the relief of the person mentioned in said order, and for no other purpose. He shall semi-annually, and on a day not less than ten, and not more than twenty days prior to the last day of each period of six months from the date of said order, transmit to the superintendent of the alms-house an itemized account of the expenditure of said moneys. Said account must be sworn to by the officer who made the expenditure, and must contain the name of the person for whom, the place where, the date when each expenditure was made, a specific description of the kind, quality and quantity of each of the matters and things for which such expenditures were made, the price paid for each and the name of the person or persons to whom paid.

“§ 14. The superintendent shall forthwith file and examine such account when received, and, if correct, shall make an indorsement thereon to that effect. If incorrect, or in case no account is received within the time provided; or if, in his opinion, the condition of any person being relieved under the provisions of this act do not entitle such person to receive the same; or if, in any case, he has reason to believe that the moneys granted for such relief are being improperly expended or diverted from the relief of the person intended, he shall, by an order made and entered in the book or books of record in his office, revoke the original order granting such relief, and in and by said order direct and require the overseer or overseers in default to repay to the county treasurer all moneys then or theretofore received by him or them, and which remain unexpended or unaccounted for according to the provisions of this act, and such moneys shall be sued for by the district attorney in the name of the board of supervisors of Albany county, and, when collected, be paid into the county treasury. The superintendent shall also, in like manner, stop the payment of such allowance to any person when requested so to do by the overseer of the poor having jurisdiction in the place of residence of such person. In

all cases where an order of revocation is made as above provided, the superintendent shall forthwith serve on the county treasurer a certified copy of the same. The superintendent shall include in his annual report to the board of supervisors a statement under the names of the respective towns, containing the name, age and residence of each person therein relieved by his order made pursuant to section twelve of this act. The date of each order and the weekly allowance thereby directed, the name of the overseer upon whose application the order was made; and in case an order has been revoked, the date of such revocation and the cause thereof. The several books and records by this act directed to be kept shall be public records, and shall be carefully kept and preserved at the alms-house."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hasbrouck	Kruse	Rice
Bailey	Curtis	Hawkins	Lewis	Roche
Barnes	Darragh	Heath	Lindsay	Rosenthal
Barager	Dean	Hendricks	Littlejohn	Shoemaker
Becker	Dibble	Hodges	Locke, L. R.	Smith, W. E.
Beckwith	Dimmick	Hooley	Maher	Smith, C.
Boyce	Donnelly	Horton	McDonald	Sweet
Briggs	Donohue	Howland	Mullaney	Tremper
Brown, C. W.	Dreiss	Hubbell	Murphy	Van Allen
Burns	Duffy	Husted	Nagle	Van Cott
Butler	Erwin	Jobes	Nash	Van Duzer
Cartwright	Felter	Johnson, G. R.	Nelson	Veeder
Childs	Garbutt	Johnson, S. W.	Olin	Walrath
Church	Geddes	Joyce	O'Neil	Westfall
Clarke	Haggerty	Kent	Osborne	Wilcox
Coffey	Hall	Kneeland	Palmer	

For the negative,

Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate returned the bill entitled "An act to amend chapter 674 of the Laws of 1868, entitled 'An act to extend Flushing avenue, and to lay out and improve Flushing avenue and Newtown turnpike road from Broadway to the city line, and to extend other adjoining streets in the city of Brooklyn,' passed May 17, 1868," with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate Messrs. Daggett, Fassett, and Kiernan.

The Senate bill entitled "An act to amend an act entitled 'An act to amend the act entitled 'An act authorizing the incorporation of rural cemetery associations,' passed April 27, 1847, being chapter 163 of the Laws of 1860," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hasbrouck	Kneeland	Rice
Bailey	Dean	Hawkins	Kruse	Roche
Barnes	Dibble	Heath	Lewis	Rosenthal
Barager	Dimmick	Hendricks	Lindsay	Scott
Becker	Donnelly	Hodges	Littlejohn	Shoemaker
Beckwith	Donohue	Horton	Locke, L. R.	Smith, W. E.
Boyce	Dreiss	Howe	Maher	Smith, C.
Boynton	Duffy	Howland	McDonald	Sweet
Briggs	Erwin	Hubbell	Mullaney	Tremper
Brown, C. W.	Farnum	Husted	Murphy	Van Allen
Burns	Felter	Jobs	Nagle	Van Cott
Butler	Garbutt	Johnson, G. R.	Olin	Van Duzer
Childs	Geddes	Johnson, S. W.	O'Neil	Veeder
Clarke	Haggerty	Joyce	Palmer	Whiteman
Coffey	Hall	Kelly	Price	Wilcox
Craig	Harpending	Kent		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 71 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Harpending	Kelly	Price
Allen	Dean	Haskell	Kent	Scott
Bailey	Dibble	Hawkins	Kittle	Shoemaker
Barnes	Dimmick	Heath	Kneeland	Smith, W. E.
Barager	Donohue	Hendricks	Kruse	Sweet
Becker	Dreiss	Hodges	Lewis	Tremper
Beckwith	Erwin	Horton	Lindsay	Van Allen
Briggs	Farnum	Howland	Littlejohn	Van Cott
Brown, C. W.	Farrell	Hubbell	Locke, L. R.	Van Duzer
Butler	Felter	Husted	McDonald	Walrath
Cady	Garbutt	Jobs	Nagle	Westfall
Cartwright	Geddes	Johnson, G. R.	Olin	Whiteman
Clarke	Haggerty	Johnson, S. W.	O'Neil	Wilcox
Coffey	Hall	Joyce	Palmer	Speaker
Craig				

Those who voted in the negative, were

Childs	Duffy	Mullaney	Roche	Smith, C.
Donnelly				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases,' as amended by chapter 798 of the Laws of 1868, and chapter 551 of the Laws of 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Hasbrouck	Kneeland	Roche
Barnes	Curtis	Haskell	Kruse	Rosenthal
Barager	Darragh	Hawkins	Lewis	Scott
Becker	Dean	Heath	Lindsay	Shoemaker
Beckwith	Dibble	Hendricks	Littlejohn	Smith, W. E.
Boyce	Dimmick	Hooley	Locke, L. R.	Sweet
Boynton	Donnelly	Howland	Maher	Taylor
Briggs	Erwin	Hubbell	McDonald	Tremper
Brown, C. W.	Farnum	Husted	Mullaney	Van Allen
Burns	Farrell	Jobes	Nagle	Van Cott
Butler	Felter	Johnson, G. R.	Olin	Veeder
Cady	Garbutt	Johnson, S. W.	O'Neil	Westfall
Cartwright	Geddes	Joyce	Osborne	Whiteman
Childs	Haggerty	Kelly	Palmer	Wilcox
Clarke	Hall	Kent	Price	Speaker
Coffey	Harpending	Kittle	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence therein.

On motion of Mr. Hooley, and by unanimous consent, the committee on affairs of cities was discharged from the further consideration of Senate bill No. 309, entitled "An act in relation to commissioners of charities in the city of Troy," and the same was ordered to a third reading.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same:

"An act confirming certain acts of the railroad commissioners of the town of Plainfield, in Otsego county, and authorizing the disposition of the surplus moneys in the hands of said commissioners arising from the sale of the railroad stock of said town."

Ordered, That the Clerk deliver said bill to the Governor.

The bill entitled "An act to amend chapter 675 of the Laws of 1881, entitled 'An act to facilitate the payment of school taxes by railroad companies,' and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hall	Kittle	Price
Bailey	Curtis	Harpending	Kneeland	Rice
Barnes	Darragh	Hasbrouck	Kruse	Roche
Barager	Dean	Haskell	Lewis	Rosenthal
Becker	Dibble	Hawkins	Lindsay	Scott
Beckwith	Dimmick	Heath	Littlejohn	Shoemaker
Boyce	Donnelly	Hendricks	Maher	Smith, W. E.
Briggs	Duffy	Hodges	McDonald	Smith, C.
Brown, C. W.	Earl	Horton	Mullaney	Sweet
Burns	Erwin	Howland	Nagle	Taylor
Butler	Farnum	Husted	Nash	Van Allen
Cady	Farrell	Jobes	Olin	Van Duzer
Cartwright	Felter	Johnson, G. R.	O'Neil	Veeder
Church	Garbutt	Johnson, S. W.	Osborne	Walrath
Clarke	Geddes	Joyce	Palmer	Whiteman
Coffey	Haggerty			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the length of the pier in the North or Hudson river between West Forty-first and Forty-second streets, New York city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Haskell	Kent	Palmer
Allen	Craig	Hawkins	Kittle	Price
Baker	Curtis	Heath	Kneeland	Rice
Barnes	Dean	Hodges	Kruse	Roche
Barager	Dibble	Hooley	Lewis	Rosenthal
Becker	Dimmick	Howe	Lindsay	Scott
Binder	Donnelly	Howland	Littlejohn	Shoemaker
Boyce	Earl	Hubbell	Locke, S. D.	Smith, W. E.
Briggs	Ely	Hunt	Locke, L. R.	Smith, C.
Burns	Farnum	Husted	Mullaney	Sweet
Cady	Felter	Jackson	Nagle	Taylor
Cartwright	Forsyth	Jobes	Nash	Tremper
Childs	Garbutt	Johnson, G. R.	Odell	Van Allen
Clarke	Geddes	Johnson, S. W.	Olin	Van Duzer
Clapp	Haggerty	Joyce	O'Neil	Veeder
Clinton	Hall	Kelly	Owen	Whiteman

For the negative,
Jones

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Hubbell, and by unanimous consent, the Senate bill entitled "An act to amend chapter 151 of the Laws of 1882, entitled 'An act to amend chapter 361 of the Laws of 1881, entitled An

act to amend chapter 542 of the Laws of 1880, entitled 'An act to provide for raising taxes for the use of the State upon certain corporations, joint-stock companies and associations,' was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hall	Kittle	Osborne
Allen	Coffey	Harpending	Kneeland	Palmer
Bailey	Craig	Haskell	Kruse	Price
Baker	Curtis	Hawkins	Lewis	Rice
Barnes	Darragh	Heath	Lindsay	Roche
Barager	Dean	Hendricks	Littlejohn	Scott
Becker	Dimmick	Horton	Locke, S. D.	Shoemaker
Boyce	Donnelly	Howe	Locke, L. R.	Smith, W. E.
Briggs	Donohue	Howland	Maher	Sweet
Brown, C. W.	Dreiss	Hubbell	Moore	Taylor
Brown, J. H.	Erwin	Husted	Mullaney	Tremper
Burns	Farnum	Jackson	Murphy	Van Allen
Cady	Felter	Jobes	Murray	Van Cott
Cartwright	Forsyth	Johnson, G. R.	Nagle	Van Duzer
Childs	Garbutt	Joyce	Odell	Veeder
Clarke	Geddes	Kelly	Olin	Walrath
Clapp	Haggerty	Kent	O'Neil	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to regulate the sale of lands for unpaid taxes in the town of Newtown, Queens county, and to fix the fees and expenses thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Haggerty	Kittle	Owen
Allen	Craig	Hall	Kneeland	Palmer
Bailey	Curtis	Haskell	Kruse	Price
Baker	Darragh	Hawkins	Lewis	Rice
Barnes	Dean	Hendricks	Lindsay	Roche
Barager	Dibble	Hooley	Littlejohn	Seeber
Beckwith	Dimmick	Horton	Locke, S. D.	Shoemaker
Boyce	Donnelly	Howe	Locke, L. R.	Smith, W. E.
Brown, C. W.	Donohue	Howland	Maher	Sweet
Burns	Duffy	Hubbell	Murphy	Taylor
Butler	Earl	Husted	Murray	Tremper
Cady	Erwin	Jackson	Nagle	Van Allen
Cartwright	Farnum	Jobes	Nash	Van Cott
Childs	Farrell	Johnson, G. R.	Odell	Van Duzer
Church	Felter	Johnson, S. W.	Olin	Veeder
Clarke	Forsyth	Joyce	O'Neil	Walrath
Clapp	Garbutt	Kent	Osborne	Wilcox
Clinton	Geddes			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act in relation to the payment of the salary of the chief recording clerk in the office of the clerk of the city and county of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Felter	Johnson, S. W.	Oliver
Allen	Clinton	Garbutt	Joyce	O'Neil
Bailey	Coffey	Geddes	Kelly	Osborne
Baker	Craig	Hall	Kent	Palmer
Barnes	Curtis	Harpending	Kittle	Pratt
Barager	Darragh	Haskell	Kneeland	Price
Beckwith	Dean	Hawkins	Kruse	Rice
Boyce	Dibble	Heath	Lewis	Roche
Briggs	Dimmick	Hendricks	Littlejohn	Scott
Brown, C. W.	Donnelly	Hooley	Locke, L. R.	Shoemaker
Burns	Donohue	Horton	Mullaney	Taylor
Cady	Dreiss	Howland	Murray	Tremper
Cartwright	Duffy	Hubbell	Nagle	Van Allen
Childs	Earl	Husted	Nash	Walrath
Church	Erwin	Jobes	Olin	Wilcox
Clarke	Farnum			

Those who voted in the negative, were

McDonald Van Duzer

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to correct the boundary line of the village of Hammondsport, in the county of Steuben," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haggerty	Kittle	O'Neil
Allen	Craig	Hall	Kneeland	Osborne
Bailey	Curtis	Harpending	Kruse	Owen
Baker	Darragh	Haskell	Lewis	Palmer
Barnes	Dean	Hawkins	Lindsay	Price
Barager	Dibble	Hendricks	Littlejohn	Rice
Beckwith	Dimmick	Hodges	Locke, L. R.	Roche
Boyce	Donnelly	Hooley	Maher	Scott
Boynton	Donohue	Howe	McDonald	Smith, W. E.
Briggs	Dreiss	Howland	Moore	Smith, C.
Brown, C. W.	Earl	Hubbell	Mullaney	Taylor
Burns	Erwin	Husted	Murphy	Van Allen

Cady	Farnum	Jobs	Murray	Van Duzer
Cartwright	Farrell	Johnson, G. R.	Nagle	Veeder
Childs	Felter	Johnson, S. W.	Olin	Welch
Clarke	Garbutt	Kelly	Oliver	Wilcox
Clapp	Geddes	Kent		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Safety Elevator Insurance Company of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 4 }

Those who voted in the affirmative, were *

Ackroyd	Clapp	Geddes	Jones	Owen
Allen	Coffey	Haggerty	Kelly	Palmer
Bailey	Craig	Hall	Kittle	Price
Barnes	Curtis	Harpending	Kneeland	Rice
Barager	Darragh	Haskell	Lewis	Roche
Becker	Dean	Hawkins	Lindsay	Scott
Beckwith	Dibble	Hendricks	Littlejohn	Seeber
Boyce	Dimmick	Hookey	Locke, L. R.	Smith, W. E.
Boynton	Donnelly	Horton	Maher	Smith, C.
Briggs	Donohue	Howland	Moore	Taylor
Brown, C. W.	Dreiss	Hubbell	Murphy	Van Duzer
Burns	Earl	Husted	Nagle	Veeder
Cartwright	Erwin	Jobs	Nash	Walrath
Church	Farnum	Johnson, G. R.	Oliver	Whiteman
Clarke	Felter	Johnson, S. W.	O'Neil	Wilcox

Those who voted in the negative, were

Butler	Cady	Childs	Garbutt
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to authorize the comptroller of the city of New York to examine the claims of Mary E. Bleakley, administratrix of William P. Bleakley, deceased, and to audit and pay the amount that may be justly due."

"An act to authorize the Board of Claims to hear, audit and determine the claim of Thomas M. Costello and Charles L. Curtis, and to make an award therefor."

"An act to revise and amend chapter 110 of the Laws of 1864, entitled 'An act to amend the charter of the village of Newark,' and the several acts amendatory thereof."

"An act in relation to the opening, extending or widening streets and avenues in the village of Edgewater through the lands of the people of the State of New York in said village."

"An act to incorporate the College of Pharmacy of the city of New York."

"An act to amend chapter 10 of the Laws of 1859, entitled 'An act to amend the act entitled An act to revise, amend and consolidate the

several acts relating to the village of Whitesboro,' passed February 12, 1859, and several amendments thereto."

"An act to amend chapter 679 of the Laws of 1872, entitled 'An act authorizing the Commissioners of Public Charities and Correction in the city of New York to acquire title to portions of Ward's Island, and the water rights surrounding the same.'"

"An act to authorize the construction of a bridge over the Erie canal, at Norton street, in the village of Newark."

"An act to amend chapter 141 of the Laws of 1871, entitled 'An act to abolish tolls on certain roads and bridges in the towns of Newtown and Flushing, in the county of Queens, and provide compensation therefor.'"

"An act to amend chapter 170 of the Laws of 1866, entitled 'An act to incorporate the village of Montezuma.'"

"An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State, in counties containing over 300,000 inhabitants."

"An act directing the Commissioners of Charities and Correction of the city of New York to establish an hospital in the upper part of said city."

"An act to amend section 3210 of the Code of Civil Procedure."

"An act to authorize the town board of the town of Flatbush, in the county of Kings, to license and regulate all public hacks, vehicles, venders and peddlers in said town."

"An act to amend the Code of Criminal Procedure" (§ 535).

"An act to amend chapter 328 of the Laws of 1880, entitled 'An act to establish and maintain a police force in the city of Troy,' and the several acts amendatory thereof and supplemental thereto."

"An act to provide for the valuation of life insurance policies and obligations connected therewith."

"An act authorizing the construction of a draw-bridge over Newtown creek in Queens county."

"An act to provide for adjusting and enforcing the claim of the town of Corning against the New York, Lackawanna and Western Railway Company by reason of the construction of the railway of said company upon and along that portion of a highway of said town running through the Chemung Narrows, and appointing commissioners for that purpose."

"An act to amend chapter 90 of the Laws of 1863, entitled 'An act for the protection and improvement of the Tonawanda band of Seneca Indians residing on the Tonawanda reservation in this State.'"

"An act to authorize the comptroller of the city of New York to examine the claim of Robert T. Bailey, and to audit and pay the amount that may justly be due."

"An act to incorporate the Synod of New York."

"An act in relation to the incorporation of villages."

"An act to establish a board of county assessors in the county of Richmond."

"An act to amend chapter 433 of the Laws of 1879, entitled 'An act authorizing the board of education of Union Free School District No. 1, Milton, to issue bonds to be known as 'extended school bonds,' to pay the school district bonds of said district maturing in the years 1880, 1885, 1890, and 1895.'"

"An act to amend chapter 639 of the Laws of 1868, entitled 'An act to amend the act incorporating the village of Phoenix, in the county of Oswego,' and the several acts amendatory thereof."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Bailey offered, for the consideration of the House, a resolution in the words following:

Resolved, That when this House adjourns, it adjourn to meet at ten o'clock, A. M., to-morrow.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 48 }
{ NOES 39 }

Those who voted in the affirmative, were

Ackroyd	Dean	Howland	Mullaney	Scott
Bailey	Dibble	Husted	Murphy	Taylor
Beckwith	Farnum	Joyce	Nash	Van Allen
Boynton	Geddes	Kittle	Oliver	Van Duzer
Cartwright	Haggerty	Kneeland	Otis	Veeder
Clarke	Hall	Kruse	Palmer	Walrath
Clinton	Haskell	Lewis	Price	Whiteman
Coffey	Hawkins	Littlejohn	Rice	Wilcox
Craig	Heath	Locke, L. R.	Roche	Speaker
Curtis	Hendricks	Maher		

Those who voted in the negative, were

Barnes	Darragh	Farrell	Hubbell	Olin
Barager	Dimmick	Felter	Jobes	O'Neil
Brown, C. W.	Donnelly	Garbutt	Johnson, G. R.	Osborne
Burns	Donohue	Harpending	Johnson, S. W.	Rosenthal
Butler	Dreiss	Hodges	Kelly	Smith, W. E.
Cady	Duffy	Hooley	Lindsay	Smith, C.
Childs	Earl	Horton	McDonald	Van Cott
Church	Erwin	Howe	Nagle	

Mr. Earl moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate returned the Senate bill No. 262, entitled "An act to fix and regulate the terms of office of certain public officers in the city of New York," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the following entitled bill:

"An act to amend chapter 407 of the Laws of 1881, entitled 'An act to prevent the adulteration of food and drugs.'"

Ordered, That the clerk deliver said bill to the Governor.

The Senate bill entitled "An act to tax gifts, legacies and collateral inheritances," having been announced for a third reading,

Mr. Husted moved to amend as follows:

Section 1, after the word "charitable" on line 25, insert the word "religious."

Section 2, line 12, after the word "charitable," insert the word "religious."

Section 9, line 4, after the word "benevolent," strike out the word "and"; and after the word "charitable," insert the words "and religious."

Pending the reading of which, by unanimous consent,

Mr. Howe offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns to-day it be to meet again on Monday evening next at six o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 42 }
{ NOES 39 }

Those who voted in the affirmative, were

Barnes	Curtis	Garbutt	Johnson, S.W.	Nagle
Barager	Dean	Harpending	Kelly	Olin
Brown, C. W.	Dimmick	Hendricks	Lindsay	O'Neil
Burns	Donohue	Hodges	Maher	Osborne
Butler	Duffy	Horton	McDonald	Roche
Cady	Earl	Howe	Mullaney	Smith, W. E.
Childs	Erwin	Hubbell	Murphy	Taylor
Church	Farnum	Johnson, G.R.	Murray	Van Cott
Clinton	Felter			

Those who voted in the negative, were

Ackroyd	Dibble	Heath	Littlejohn	Van Allen
Bailey	Donnelly	Howland	Locke, L. R.	Van Duzer
Beckwith	Farrell	Jobes	Nash	Veeder
Boynton	Geddes	Joyce	Oliver	Walrath
Cartwright	Haggerty	Kittle	Palmer	Whiteman
Clarke	Hall	Kneeland	Price	Wilcox
Craig	Haskell	Kruse	Rosenthal	Speaker
Darragh	Hawkins	Lewis	Scott	

Whereupon, at six o'clock, the House adjourned to meet on Monday evening next at six o'clock.

MONDAY, MAY 12, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Charles E. Hawkins.

On motion of Mr. Howe, the reading of the journal was dispensed with.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 12, 1884. }

To the Assembly :

I have examined Assembly bill No. 466, entitled "An act in relation to the office of register of the city and county of New York," and Assembly bill No. 467, entitled "An act in relation to the office of surrogate of the county of New York," and I am of the opinion that both of them should be recalled for amendment. I am led to make this suggestion for the reason that these bills belong to a class of remedial measures of great importance, and from the enactment of which valuable reforms are anticipated. It is manifest that their good

effect should not be jeopardized or diminished by imperfection in their form or by the omission of any provisions which tend to make them complete and effective.

In the bill relating to the office of register, subdivision 16 of section 4 appears to be unintelligible. The language is as follows: "Every certificate other than that a paper for the copying of which he is entitled to a fee is a copy twenty-five cents."

I suppose the intention may be expressed in the following words:

"Every certificate other than to a paper, for the copying of which he is entitled to a fee, twenty-five cents."

Section 5 of the act provides for the giving of a bond for the faithful discharge of his duties by "the register appointed or elected as successor to the present incumbent of that office in the city and county of New York."

Of course this should be made to apply to all registers hereafter elected or appointed.

Section 10, in relation to the keeping of accounts, is in the same form, and appears to need the same amendment.

In line 9 of section 5 the word "clerk" is, by mistake, used instead of "register" is quite an important provision.

Sections 10 and 11 both require a statement showing, among other things, "the fees, perquisites and emoluments which the register or his assistants shall be entitled to demand from any person for services rendered in his or their official capacity." There should, I think, be no such provision in the law; but, on the contrary, it should contain a positive direction to the register that he should give no credit to any person for fees, or that he should receive the same in advance and be responsible to the city and county for all fees earned by him.

The plan of this bill is to pay to the register a salary, and have the fees of the office turned into the treasury of the city and county. This officer, thus assured of his salary, will have no personal interest in collecting the fees of his office; and the city should be protected against an accumulation of very doubtful assets comprising numerous accounts against attorneys for register's fees.

Bill No. 467, relating to the office of surrogate, provides in its sixth section that after the passage of this act "the surrogate, the assistants to said surrogate, or other clerks, employees or subordinates in or attached to the office or court of surrogate, shall not charge or receive to his or their own use and benefits or otherwise than for the benefits of said county, any fees, perquisites or emoluments for any services rendered by him or them by virtue of his or their official positions, except as provided in subdivision 1 of section 7 of this act."

Section 7 provides that no fees, perquisites or emoluments shall be charged or received by the surrogate, or any of his assistants or subordinates, except as therein specified.

Then follows subdivision 1, which is referred to in section 6, as fixing the fees that may be charged and received to their own use by the surrogate, and his assistants and subordinates, which is in the following words:

"1. When in a case prescribed by law, or in any other case, upon the application of a party, he goes to a place other than his office, or the court-room where he is required to hold court, in order to take testimony, he may charge and receive to his own use, ten cents for each mile and the same sum for returning."

This is the exact language of subdivision 1 of section 2567 of the Code of Civil Procedure. But by that section, the mileage allowed is confined to the surrogate alone, and not to any assistants or subordinates. It was evidently intended to apply to counties embracing a large area, and to cases when the surrogate might be called upon to travel a considerable distance, involving an expense for which he should be reimbursed.

I can see no propriety in making this application even to the surrogate of the city and county of New York; and, as it may be claimed that it applies under this bill to the subordinates as well as to the surrogate, I think all the provisions of the bill permitting any fees to be received by the surrogate or his subordinates, to his or their own use, should be stricken out, and that the same should be strictly prohibited.

There should also be inserted in this bill, in my judgment, a prohibition against the surrogate giving any credit for his fees and services, and holding him responsible to the city and county for all fees earned in his office.

I have not had an opportunity to examine the other bills in my hands, similar to those referred to, relating to the public offices in the city of New York, with such care as is necessary, to determine whether they contain similar imperfections.

I recommend that bills No. 466 and 467, which are above referred to, be recalled for amendment. And in view of the near approach of the final adjournment of the Legislature, I suggest that the other bills of a like character be also recalled or carefully examined by some party familiar with the subjects they embrace, so that fatal defects shall not be discovered when it is too late for amendment.

GROVER CLEVELAND.

On motion of Mr. Howe, said message was laid upon the table.

By unanimous consent,

Mr. Rice introduced a bill entitled "An act making an appropriation to pay an award made by the Board of Claims in favor of Anderson D. Lawrence," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Rice, and by unanimous consent, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Haskell	Kruse	Price
Allen	Dean	Hawkins	Lewis	Rice
Bailey	Dibble	Heath	Lindsay	Roche
Baker	Donnelly	Hendricks	Littlejohn	Rosenthal
Barnes	Dreiss	House	Locke, L. R.	Scott
Beckwith	Duffy	Howe	Moore	Shoemaker
Binder	Earl	Howland	Murphy	Smith, C.

Boyce	Farnum	Hubbell	Murray	Sweet
Briggs	Farrell	Husted	Nagle	Taylor
Brown, C. W.	Felter	Jobes	Nash	Van Allen
Burns	Forsyth	Johnson, G. R.	Nelson	Van Cott
Cartwright	Garbutt	Johnson, S. W.	Noxon	Van Duzer
Childs	Geddes	Jones	Odell	Veeder
Church	Haggerty	Joyce	Oliver	Walrath
Clinton	Hall	Kelly	Osborne	Whiteman
Coffey	Harpending	Kittle	Otis	Wilcox
Craig	Hasbrouck	Kneeland	Pratt	Speaker
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Husted called for the enforcement of the Ninth Joint rule.

Mr. Earl offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return of Assembly bill No. 734, entitled "An act in relation to the collection of assessments in towns or counties of over three hundred thousand inhabitants," for the purposes of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Haggerty offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins as administrator, with the will annexed, of the goods, etc., of Jerome J. Collins, deceased, who perished in the Arctic with De Long," for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Kruse offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 84, entitled "An act to further amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in the State, as amended by chapter 327 of the Laws of 1873, and chapter 351 of the Laws of 1874, and chapter 80 of the Laws of 1880,'" be now read a third time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate bill entitled "An act to amend 'An act in relation to a fund or property proceeding from the trustees for the Society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation,' passed May 10, 1877," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hendricks	Lewis	Pratt
Bailey	Donnelly	House	Lindsay	Rice
Baker	Dreiss	Howe	Littlejohn	Roche
Barnes	Duffy	Howland	Locke, L. R.	Rosenthal
Beckwith	Earl	Hubbell	Murphy	Scott
Binder	Farnum	Husted	Murray	Shoemaker
Boyce	Farrell	Jobs	Nagle	Smith, W. E.
Brown, C. W.	Felter	Johnson, G. R.	Nash	Smith, C.
Burns	Geddes	Johnson, S. W.	Nelson	Sweet
Cartwright	Haggerty	Jones	Noxon	Taylor
Childs	Hall	Joyce	Odell	Van Allen
Church	Harpending	Kelly	Oliver	Van Cott
Clinton	Hasbrouck	Kittle	Osborne	Veeder
Coffey	Haskell	Kneeland	Otis	Whiteman
Craig	Hawkins	Kruse	Pierson	Wilcox
Curtis	Heath			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to further amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in the State,' as amended by chapter 327 of the Laws of 1873, and chapter 351 of the Laws of 1874, and chapter 80 of the Laws of 1880," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Earl	Hubbell	Murphy	Shoemaker
Bailey	Farnum	Husted	Murray	Smith, W. E.
Baker	Farrell	Jobs	Nagle	Smith, C.
Barnes	Felter	Johnson, G. R.	Nash	Sweet
Beckwith	Geddes	Johnson, S. W.	Nelson	Taylor
Binder	Haggerty	Jones	Noxon	Tremper
Boyce	Hall	Joyce	Odell	Van Allen
Brown, C. W.	Harpending	Kelly	Oliver	Van Cott
Burns	Hasbrouck	Kittle	Osborne	Van Duzer
Cartwright	Haskell	Kneeland	Otis	Veeder
Childs	Hawkins	Kruse	Pratt	Walrath
Church	Heath	Lewis	Rice	Westfall
Clinton	Hendricks	Lindsay	Roche	Whiteman
Coffey	House	Littlejohn	Rosenthal	Wilcox
Craig	Howe	Locke, L. R.	Scott	Speaker
Duffy	Howland	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Donohue	House	Lewis	Priddy
Bailey	Earl	Howe	Littlejohn	Rice
Baker	Ely	Howland	Locke, L. R.	Scott
Barnes	Farnum	Hubbell	Murphy	Seeber
Beckwith	Felter	Husted	Murray	Shoemaker
Binder	Garbutt	Jobs	Nash	Smith, W. E.
Boyce	Geddes	Johnson, G. R.	Nelson	Sweet
Cartwright	Haggerty	Johnson, S. W.	Noxon	Taylor
Childs	Hall	Jones	Odell	Van Allen
Church	Harpending	Joyce	Oliver	Van Cott
Clinton	Hasbrouck	Kelly	Osborne	Van Duzer
Craig	Haskell	Kittle	Otis	Veeder
Curtis	Hawkins	Kneeland	Pratt	Walrath
Dayton	Heath	Kruse	Price	Whiteman
Donnelly	Hendricks			

Those who voted in the negative, were

Burns	Farrell	Lindsay	Nagle	Rosenthal
Coffey				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 1068), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 65 }
{ NOES 20 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Heath	Lewis	Owen
Bailey	Duffy	Hendricks	Lindsay	Price
Baker	Earl	Howland	Littlejohn	Priddy
Barnes	Farnum	Hubbell	Locke, L. R.	Rosenthal
Beckwith	Farrell	Husted	McCabe	Scott
Binder	Felter	Jobs	Murphy	Seeber
Brown, C. W.	Garbutt	Johnson, G. R.	Murray	Shoemaker
Burns	Geddes	Johnson, S. W.	Nagle	Sweet
Cartwright	Haggerty	Jones	Nash	Taylor
Childs	Hall	Joyce	Nelson	Van Allen
Clinton	Harpending	Kittle	Odell	Van Duzer
Curtis	Hasbrouck	Kneeland	Oliver	Veeder
Donnelly	Hawkins	Kruse	Osborne	Walrath

Those who voted in the negative, were

Allen	Dayton	Jackson	Otis	Smith, W. E.
Boyce	Ely	Kelly	Pratt	Van Cott
Church	Haskell	Moore	Rice	Whiteman
Craig	House	Noxon	Roche	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Scott offered, for the consideration of the House, a resolution in the words following:

Resolved, That Senate bill, printed No. 264, entitled "An act for the better protection of life and property upon the railroads of this State, and to promote the safer and better management of steam railroads;" also, Senate bill, printed No. 265, entitled "An act to amend chapter 218 of the Laws of 1839, entitled 'An act authorizing railroad companies to contract with each other;'" and also, Senate bill, printed No. 268, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,'" do now have their third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The privileges of the floor were extended to Hon. Edward M. Mad-den and Hon. William M. Taylor.

The Senate bill entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 20 }

Those who voted in the affirmative, were

Allen	Dayton	House	Lindsay	Rice
Bailey	Donnelly	Hubbell	Littlejohn	Rosenthal
Baker	Ely	Husted	Locke, L. R.	Scott
Beckwith	Farnum	Jobes	McCabe	Seeber
Boyce	Garbutt	Johnson, S. W.	Nash	Smith, W. E.
Boynton	Haggerty	Joyce	Nelson	Sweet
Brown, C. W.	Hall	Kelly	Noxon	Taylor
Cartwright	Hasbrouck	Kittle	Oliver	Van Allen
Clinton	Haskell	Kneeland	Osborne	Van Duzer
Coffey	Hawkins	Kruse	Otis	Whiteman
Curtis	Heath	Lewis	Price	Zimmerman
Darragh	Hendricks			

Those who voted in the negative, were

Ackroyd	Cady	Earl	Jones	Owen
Barnes	Childs	Farrell	Moore	Roche
Binder	Donohue	Felter	Nagle	Van Cott
Burns	Duffy	Harpending	Odell	Veeder

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

Mr. Scott moved that the vote by which said bill was lost be reconsidered, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The bill entitled "An act to authorize the incorporation, known as 'The Trustees of the Academy of North Salem, in the county of Westchester,' to convey by deed its academy and the ground on which it stands to the town of North Salem, to be used as a town hall, and for the dissolution of such incorporation," having been announced for a third reading,

On motion of Mr. Husted, and by unanimous consent, the same was amended as follows:

Insert after the word "hall" in line 12, printed bill, the words "with power to the town board of said town, to sell and convey in fee simple, such portion of said real estate, excepting the ground upon which said academy building stands, as by said board may be deemed advisable; provided, however, that the proceeds of such sale shall be applied exclusively to the making of repairs on said building, and keeping the same in repair."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hall	Lindsay	Rice
Allen	Craig	Harpending	Littlejohn	Roche
Bailey	Curtis	Haskell	Locke, S. D.	Rosenthal
Baker	Darragh	Hawkins	Locke, L. R.	Scott
Barnes	Dayton	Heath	McCabe	Shoemaker
Beckwith	Donnelly	Hendricks	Moore	Smith, W. E.
Binder	Donohue	Hubbell	Murray	Sweet
Boyce	Duffy	Husted	Noxon	Taylor
Boynton	Earl	Jobes	Odell	Van Allen
Brown, C. W.	Ely	Johnson, S. W.	Oliver	Van Cott
Brown, J. H.	Farnum	Jones	Osborne	Van Duzer
Cady	Farrell	Joyce	Otis	Veeder
Cartwright	Felter	Kittle	Owen	Whiteman
Childs	Forsyth	Kneeland	Price	Zimmerman
Church	Garbutt	Kruse	Priddy	Speaker
Clinton	Haggerty			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' being chapter 410 of the Laws of 1882," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 62 }
{ NOES 6 }

Those who voted in the affirmative, were

Ackroyd	Church	Garbutt	Kruse	Pierson
Allen	Clapp	Geddes	Lewis	Price
Baker	Craig	Haggerty	Lindsay	Rice
Barnes	Curtis	Hall	Littlejohn	Roche
Barager	Darragh	Harpending	Locke, S. D.	Rosenthal
Becker	Dayton	Hawkins	Locke, L. R.	Scott
Beckwith	Donnelly	Heath	Murray	Seeber
Binder	Donohue	Hendricks	Nash	Shoemaker
Boyce	Duffy	Jobs	Nelson	Sipp
Boynton	Earl	Johnson, S. W.	Noxon	Sweet
Brown, C. W.	Ely	Jones	Oliver	Taylor
Brown, J. H.	Farnum	Joyce	Otis	Van Duzer
Cady	Farrell	Kelly	Owen	Veeder
Cartwright	Felter	Kneeland	Palmer	Zimmerman
Childs				

Those who voted in the negative, were

Bailey	Osborne	Priddy	Van Allen	Van Cott
Kittle				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act in relation to gas companies in the county of Kings," having been announced for a third reading,

Mr. Taylor moved that the same be amended as follows:

In section 2, line 4, after the words "heretofore received," insert the words "or may hereafter receive."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Kelly moved that said bill be recommitted to the Kings county delegation, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Taylor moved to amend by inserting after the word "year," in line 34, section 2, the words "not to exceed \$2 per thousand feet."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 12 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hubbell	Miles	Roche
Allen	Dean	Hunt	Moore	Roosevelt
Baker	Duffy	Husted	Murphy	Rosenthal
Barager	Earl	Jackson	Murray	Scott
Beckwith	Ely	Jobs	Nagle	Seeber
Boyce	Farnum	Johnson, G. R.	Nash	Shoemaker
Boynton	Farrell	Johnson, S. W.	Nelson	Smith, W. E.
Brown, J. H.	Felter	Joyce	Noxon	Taylor
Burns	Garbutt	Kneeland	Odell	Van Cott
Cartwright	Haggerty	Lewis	Oliver	Van Duzer
Childs	Hall	Lindsay	O'Neil	Walrath
Church	Haskell	Littlejohn	Osborne	Wilcox
Cady	Hendricks	Locke, S. D.	Palmer	Zimmerman

Those who voted in the negative, were

Barnes	Donnelly	Hendricks	Otis	Van Allen
Cady	Donohue	Kelly	Owen	Veeder
Craig	Hasbrouck			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act regarding the powers of surrogates and to legalize their acts," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Littlejohn	Price
Barnes	Donnelly	Heath	Locke, S. D.	Priddy
Barager	Donohue	Hendricks	Locke, L. R.	Roche
Binder	Duffy	Higgins	Maher	Roosevelt
Boyce	Earl	Hodges	McCabe	Rosenthal
Boynton	Ely	House	Moore	Seeber
Brown, C. W.	Farnum	Hubbell	Nash	Shoemaker
Brown, J. H.	Farrell	Jobs	Nelson	Smith, W. E.
Burns	Felter	Johnson, G. R.	Noxon	Smith, C.
Cady	Forsyth	Johnson, S. W.	Odell	Van Allen
Church	Garbutt	Jones	Oliver	Van Duzer
Clarke	Haggerty	Kittle	Osborne	Veeder
Clinton	Hall	Kneeland	Otis	Walrath
Coffey	Harpending	Kruse	Owen	Whiteman
Craig	Hasbrouck	Lewis	Pratt	Zimmerman
Curtis	Haskell	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to allow persons whose lands were damaged by the 'Chenango canal extension,' to file claim for such damage and to collect the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hubbell	Maher	Scott
Barnes	Donnelly	Husted	Moore	Seeber
Barager	Farnum	Jobs	Nagle	Shoemaker
Boynton	Farrell	Johnson, G. R.	Nash	Smith, W. E.
Brown, C. W.	Felter	Johnson, S. W.	Noxon	Smith, C.
Brown, J. H.	Forsyth	Jones	Oliver	Van Allen
Burns	Garbutt	Kelly	O'Neil	Van Cott
Cady	Geddes	Kittle	Osborne	Van Duzer
Cartwright	Hall	Kneeland	Otis	Veeder

Church	Hasbrouck	Kruse	Owen	Walrath
Clarke	Haskell	Lewis	Price	Whiteman
Craig	Hawkins	Lindsay	Priddy	Wilcox
Curtis	Heath	Littlejohn	Roche	Zimmerman
Darragh	Hendricks	Locke, S. D.	Rosenthal	Speaker
Dean	House			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Haskell	Lindsay	Rice
Allen	Craig	Hawkins	Littlejohn	Roche
Barnes	Curtis	Heath	Locke, S. D.	Roosevelt
Barager	Darragh	Howe	Maher	Rosenthal
Beckwith	Dean	Hubbell	Mullaney	Scott
Binder	Dibble	Husted	Murray	Seeber
Boyce	Dimmick	Jackson	Nagle	Shoemaker
Boynton	Dreiss	Jobs	Nash	Tremper
Brown, C. W.	Duffy	Johnson, G. R.	Nelson	Van Allen
Brown, J. H.	Farnum	Johnson, S. W.	Noxon	Van Cott
Burns	Farrell	Jones	Odell	Van Duzer
Butler	Felter	Joyce	Osborne	Walrath
Cady	Haggerty	Kittle	Otis	Westfall
Cartwright	Hall	Kneeland	Owen	Whiteman
Childs	Harpending	Lewis	Priddy	Zimmerman
Church	Hasbrouck			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts for the purpose of taxation,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	House	Littlejohn	Priddy
Allen	Darragh	Howe	Locke, S. D.	Roche
Bailey	Dibble	Hubbell	Moore	Rosenthal
Barnes	Dimmick	Husted	Murphy	Scott
Barager	Donnelly	Jackson	Murray	Seeber

Beckwith	Ely	Jobes	Nagle	Shoemaker
Binder	Farnum	Johnson, S. W.	Nash	Taylor
Boyce	Felter	Jones	Noxon	Tremper
Boynton	Geddes	Joyce	Odell	Van Allen
Brown, C. W.	Haggerty	Kelly	Oliver	Van Cott
Brown, J. H.	Hall	Kittle	Osborne	Van Duzer
Butler	Harpending	Kneeland	Otis	Veeder
Cady	Hasbrouck	Kruse	Owen	Whiteman
Cartwright	Haskell	Lewis	Pierson	Wilcox
Clarke	Hawkins	Lindsay	Price	Zimmerman
Clapp	Hendricks			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the acts of the trustees of the First Presbyterian Church of Batchellerville in selling and conveying certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 80 }
 } NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Heath	Lewis	Owen
Barnes	Dean	House	Lindsay	Pratt
Barager	Dibble	Howe	Littlejohn	Price
Becker	Dimmick	Howland	Locke, S. D.	Priddy
Beckwith	Donnelly	Hubbell	Maher	Roche
Boyce	Earl	Husted	Miles	Rosenthal
Boynton	Ely	Jackson	Murphy	Seeber
Brown, C. W.	Farnum	Jobes	Murray	Shoemaker
Brown, J. H.	Felter	Johnson, S. W.	Nagle	Taylor
Burns	Forsyth	Jones	Nash	Tremper
Cady	Geddes	Joyce	Nelson	Van Allen
Cartwright	Hall	Kelly	Noxon	Van Cott
Childs	Harpending	Kent	Odell	Van Duzer
Church	Hasbrouck	Kittle	Oliver	Veeder
Coffey	Haskell	Kneeland	Osborne	Wilcox
Curtis	Hawkins	Kruse	Otis	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend subdivision second of the certificate of articles of incorporation of the Northern Tier Masonic Mutual Relief Association," having been announced for a third reading,

Mr. Van Cott moved to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Miles	Seeber
Bailey	Dimmick	House	Murray	Shoemaker
Barager	Dreiss	Hubbell	Nagle	Smith, W. E.
Beckwith	Duffy	Hunt	Nason	Smith, C.
Binder	Earl	Husted	Nelson	Sweet
Boynton	Ely	Jackson	Noxon	Taylor
Brown, C. W.	Erwin	Jobes	Odell	Tremper
Brown, J. H.	Farnum	Johnson, S. W.	Oliver	Van Allen
Cady	Farrell	Joyce	O'Neil	Van Duzer
Cartwright	Felter	Kittle	Osborne	Veeder
Childs	Garbutt	Kneeland	Otis	Westfall
Clarke	Geddes	Kruse	Pratt	Whiteman
Curtis	Haggerty	Lewis	Roche	Wilcox
Darragh	Hall	Lindsay	Rosenthal	Zimmerman
Dayton	Hawkins	Littlejohn	Scott	Speaker
Dean	Heath	Maher		

For the negative,

Van Cott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 513 of the Laws of 1880, entitled 'An act to regulate the licensing of physicians and surgeons,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Dayton	Heath	Locke, S. D.	Pratt
Beckwith	Dean	Hendricks	Maher	Price
Binder	Dibble	Higgins	Miles	Priddy
Boyce	Dimmick	House	Murphy	Rice
Brown, C. W.	Donnelly	Howe	Murray	Roche
Brown, J. H.	Ely	Howland	Nagle	Rosenthal
Butler	Erwin	Hubbell	Nash	Seeber
Cady	Farrell	Husted	Nason	Shoemaker
Cartwright	Felter	Jackson	Noxon	Smith, W. E.
Church	Forsyth	Jobes	Odell	Tremper
Clarke	Garbutt	Johnson, S. W.	Oliver	Van Duzer
Clinton	Geddes	Jones	O'Neil	Walrath
Coffey	Hall	Joyce	Osborne	Westfall
Craig	Hasbrouck	Kneeland	Otis	Zimmerman
Curtis	Haskell	Lindsay	Owen	Speaker
Darragh	Hawkins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate sent for concurrence the bill entitled as follows:

"An act to amend chapter 410 of the Laws of 1882, entitled An act to consolidate into one act and to declare the special and local laws

affecting public interests in the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Howe moved that said bill be committed to a select committee of five to be appointed by the Speaker with power to report at any time, and said bill to retain its place on the order of third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such select committee Messrs. Howe, Husted, Otis, Van Cott and Church.

The bill entitled "An act to lay out and establish a permanent exterior street along a portion of the East river in the city of New York, and to alter the map or plan of the city of New York to conform thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 68 }
{ NOES 21 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hasbrouck	McDonald	Price
Allen	Dibble	Haskell	Moore	Priddy
Barnes	Dimmick	Hawkins	Murphy	Rice
Beckwith	Donnelly	Hendricks	Murray	Roche
Binder	Duffy	Higgins	Nagle	Rosenthal
Brown, C. W.	Earl	Howland	Nash	Smith, W. E.
Burns	Erwin	Jackson	Nelson	Smith, C.
Butler	Farnum	Jobes	Odell	Sweet
Cady	Farrell	Johnson, S. W.	Oliver	Taylor
Cartwright	Felter	Joyce	Osborne	Tremper
Childs	Forsyth	Kelly	Otis	Van Cott
Church	Geddes	Kittle	Owen	Walrath
Clarke	Haggerty	Lindsay	Pratt	Whiteman
Craig	Harpending	Maher		

Those who voted in the negative, were

Bailey	Garbutt	Howe	Kneeland	O'Neil
Barager	Hall	Hubbell	Littlejohn	Seeber
Boynton	Heath	Husted	Locke, S. D.	Shoemaker
Curtis	Hodges	Jones	McCabe	Van Allen
Ely				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read in the words following:

IN SENATE, May 9, 1884.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the bill entitled "An act to amend the Code of Criminal Procedure" (Int. No. 122).

The vote upon the final passage of the said bill having been reconsidered,

On motion of Mr. Thacher, and by unanimous consent, the same was amended as follows :

Add at the end of section 2 of said act the following: "and any appeal heretofore taken and allowed from a judgment of any police court or police magistrate, in the manner that appeals are directed to be taken and allowed by this title, and now pending undetermined in any court of this State, are hereby declared to be legal and valid, and of the same force and effect as if taken after the passage of this act."

And as amended passed, re-engrossed and ordered to be sent to the Assembly for concurrence.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Lewis	Price
Allen	Curtis	Hendricks	Lindsay	Priddy
Bailey	Darragh	Higgins	Littlejohn	Rice
Baker	Dean	Hodges	Locke, S. D.	Roosevelt
Barnes	Dibble	House	Maher	Rosenthal
Barager	Dimmick	Howland	McCabe	Scott
Beckwith	Duffy	Hubbell	McDonald	Seeber
Binder	Earl	Husted	Moore	Smith, W. E.
Boyce	Erwin	Jobes	Murray	Smith, C.
Boynton	Farnum	Johnson, G. R.	Nagle	Taylor
Brown, C. W.	Felter	Johnson, S. W.	Nash	Van Allen
Brown, J. H.	Garbutt	Jones	Noxon	Van Cott
Cady	Geddes	Joyce	Odell	Veeder
Cartwright	Haggerty	Kelly	Oliver	Walrath
Childs	Harpending	Kittle	Osborne	Westfall
Clarke	Hasbrouck	Kneeland	Pierson	Whiteman
Clinton	Haskell	Kruse	Pratt	Wilcox
Coffey				

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Heath	Littlejohn	Pratt
Allen	Dimmick	Higgins	Maher	Priddy
Bailey	Donnelly	Horton	McDonald	Rice
Baker	Ely	House	Miles	Roche
Barnes	Erwin	Howe	Moore	Rosenthal
Binder	Farnum	Howland	Murphy	Seeber
Boyce	Farrell	Hubbell	Murray	Shoemaker
Brown, C. W.	Felter	Husted	Nagle	Smith, W. E.

Burns	Forsyth	Jobs	Nason	Taylor
Butler	Garbutt	Johnson, S.W.	Nelson	Van Allen
Cartwright	Geddes	Jones	Noxon	Van Cott
Childs	Haggerty	Joyce	Odell	Walrath
Clarke	Hall	Kneeland	Oliver	Westfall
Clinton	Harpending	Kruse	Osborne	Whiteman
Craig	Haskell	Lewis	Otis	Wilcox
Dayton	Hawkins	Lindsay	Owen	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, as amended.

The Senate returned the Senate bill No. 135, entitled "An act making an appropriation for the payment of awards made by the Board of Claims," with a message that they have concurred in the amendments of the Assembly thereto, with the further following amendments:

Section 1, line 7, strike out the words "fourteen thousand and sixty," and insert in lieu thereof "twenty-four thousand two hundred and seventy-seven dollars and eighty-one cents."

Add at the end of section 1 the following :

"For James H. Hoose for salaries of Professor Hoose as principal, and Thomas B. Stowell and others as teachers in the Cortland Normal and Training School, \$10,217.81 awarded by said board January 22, 1884."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	McCabe	Rice
Bailey	Dibble	Hendricks	Miles	Roche
Baker	Dimmick	House	Moore	Rosenthal
Barnes	Donnelly	Howland	Mullaney	Smith, W. E.
Barager	Donohue	Hubbell	Murray	Sweet
Beckwith	Duffy	Hunt	Nash	Taylor
Binder	Earl	Husted	Odell	Tremper
Boyce	Ely	Jobs	Oliver	Van Allen
Boynton	Erwin	Johnson, S. W.	Osborne	Van Cott
Brown, C. W.	Farnum	Jones	Otis	Van Duzer
Burns	Garbutt	Joyce	Owen	Veeder
Cartwright	Geddes	Kneeland	Palmer	Walrath
Childs	Hall	Lewis	Pierson	Whiteman
Clarke	Harpending	Lindsay	Pratt	Wilcox
Curtis	Hasbrouck	Maher	Priddy	Zimmerman
Dayton	Haskell			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act in relation to infectious and contagious diseases of animals," with a message that they have concurred in the passage of the same, with the following amendments :

Section 2, line 13, after the word "cattle," strike out all down to and including the word "treasurer," in line 16, and insert in lieu thereof the following: "The Board of Claims shall have exclusive jurisdiction to hear, audit and determine all claims which shall arise under the provisions of this act, and to allow thereon such sums as should be paid by the State."

Strike out section 3.

Change section 4 to section 3.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Harpending	Kneeland	Osborne
Allen	Coffey	Hasbrouck	Kruse	Owen
Bailey	Craig	Haskell	Lewis	Pratt
Baker	Curtis	Hawkins	Littlejohn	Price
Barnes	Darragh	Heath	Locke, S. D.	Priddy
Barager	Dean	Hendricks	Locke, L. R.	Rice
Becker	Donnelly	Higgins	Maher	Rosenthal
Binder	Donohue	Hodges	McCabe	Scott
Boyce	Duffy	Horton	McDonald	Seeber
Boynton	Earl	Howe	Miles	Shoemaker
Briggs	Ely	Howland	Moore	Sweet
Brown, C. W.	Erwin	Husted	Murray	Van Allen
Burns	Farnum	Jackson	Nash	Van Cott
Cady	Farrell	Jobes	Nelson	Van Duzer
Cartwright	Forsyth	Johnson, S.W.	Noxon	Walrath
Childs	Garbutt	Jones	Odell	Westfall
Church	Geddes	Kelly	Oliver	Whiteman
Clarke	Haggerty	Kittle		

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to permit the cutting and gathering of ice from the canals of the State by neighboring citizens for their own domestic use," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 4, strike out the words "but not for the purpose of traffic."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Geddes	Joyce	Owen
Allen	Curtis	Haggerty	Kittle	Price
Bailey	Darragh	Hall	Kneeland	Rosenthal
Baker	Dayton	Haskell	Lewis	Scott
Barnes	Dean	Hawkins	Lindsay	Seeber
Barager	Dibble	Heath	Littlejohn	Shoemaker

Beckwith	Dimmick	Hendricks	Locke, L. R.	Smith, C.
Binder	Donnelly	Higgins	Maher	Sweet
Boyce	Donohue	Hodges	Miles	Taylor
Boynton	Duffy	House	Moore	Van Allen
Brown, C. W.	Earl	Howe	Murphy	Van Cott
Burns	Ely	Howland	Murray	Van Duzer
Butler	Erwin	Hubbell	Nagle	Walrath
Cady	Farnum	Husted	Nash	Westfall
Cartwright	Farrell	Jackson	Noxon	Whiteman
Church	Felter	Jobes	Odell	Wilcox
Clarke	Forsyth	Johnson, S. W.	Oliver	Zimmerman
Clinton	Garbutt	Jones	Osborne	

For the negative,

Kruse

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act appropriating money to pay certain awards made by the Canal Appraisers and the Board of Claims, with the interest thereon, and to pay counsel and witnesses employed and subpoenaed in behalf of the State," with a message that they have concurred in the passage of the same, with the following amendments :

Add at the end of section 1 the following : "The sum of \$1,930 to pay the drafts of the Superintendent of Public Works issued, or to be issued, for certain awards made by the Board of Claims for damages on account of the canals between the 1st day of February and the 14th day of April, 1884, in favor of the following claimants and for the amounts stated, viz. : George Bullard, \$50 ; Charles A. Danolds, \$50 ; Ellen Holzenbergh, \$75 ; John K. Beckwith and Henry Beckwith, \$250 ; Alma Williams and George W. Williams, as administrators, etc., of George Williams, \$275 ; Alexander W. Abbott, \$50 ; Lacy T. Hayden, \$75 ; William M. Steele, \$550 ; Daniel Hull, \$275 ; James Brennan, \$75 ; William P. Johnson, \$75 ; James Kittrick, \$15 ; James O'Brien, \$40 ; Edward Patridge, \$75. To pay the interest on the last-mentioned awards, the sum of \$75, or so much thereof as may be necessary."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 {
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Hawkins	Lindsay	Rice
Bailey	Dean	Heath	Littlejohn	Roche
Baker	Dibble	Hendricks	Locke, L. R.	Rosenthal
Barnes	Dimmick	Higgins	Maher	Scott
Barager	Donohue	Hodges	McCabe	Seeber
Beckwith	Duffy	House	Miles	Shoemaker
Binder	Earl	Howland	Moore	Smith, W. E.
Brown, C. W.	Ely	Hubbell	Mullaney	Sweet
Burns	Erwin	Husted	Murphy	Taylor
Butler	Farnum	Jackson	Murray	Tremper
Cady	Felter	Jobes	Nagle	Van Allen

Cartwright	Forsyth	Johnson, S. W.	Nash	Van Cott
Childs	Garbutt	Jones	Nason	Van Duzer
Church	Geddes	Joyce	Noxon	Veeder
Clarke	Haggerty	Kittle	Odell	Walrath
Clinton	Hall	Kneeland	Oliver	Westfall
Coffey	Harpending	Kruse	O'Neil	Whiteman
Curtis	Haskell	Lewis	Owen	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have concurred in their amendments.

The Senate sent for concurrence the following resolution :

Resolved (if the Assembly concur), That 2,000 copies of the Report of the Board of Railroad Commissioners on the Senate bill entitled "An act to secure *pro-rata* charges for local freight carried by railroads in the State of New York," and cognate subjects, transmitted to the Senate April 11, 1884, and fifteen copies thereof for each member of the Legislature, be printed and bound in paper covers in pamphlet form, to be delivered in fourteen days.

Ordered, That said resolution be referred to the committee on public printing.

The Senate returned the concurrent resolutions recalling from the Governor for the purpose of amendment, of Assembly bill No. 734, entitled "An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State, in counties containing over three hundred thousand inhabitants"; also, Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins, as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Craig	Geddes	Kelly	Oliver
Allen	Curtis	Haggerty	Kittle	Osborne
Bailey	Darragh	Hall	Kneeland	Owen
Baker	Dean	Harpending	Lindsay	Pratt
Barnes	Dibble	Haskell	Littlejohn	Rosenthal
Barager	Dimmick	Hawkins	Locke, S. D.	Seeber
Beckwith	Donnelly	Heath	Locke, L. R.	Shoemaker
Binder	Donohue	Hendricks	Maher	Smith, C.
Brown, C. W.	Duffy	Higgins	McCabe	Sweet
Burns	Earl	Hodges	Miles	Taylor
Butler	Ely	Howland	Moore	Van Allen
Cady	Erwin	Jackson	Nagle	Van Cott

Cartwright	Farnum	Jobes	Nash	Veeder
Childs	Felter	Johnson, S. W.	Nason	Walrath
Clarke	Forsyth	Jones	Noxon	Whiteman
Coffey	Garbutt	Joyce	Odell	Wilcox

Those who voted in the negative, were
 Hubbell Kruse Westfall

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to prevent the spread of foul brood among bees, and to extirpate the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 9 }

Those who voted in the affirmative, were

Allen	Curtis	Geddes	Jobes	Noxon
Baker	Darragh	Haggerty	Johnson, S. W.	Odell
Barnes	Dayton	Hall	Jones	Osborne
Barager	Dean	Harpending	Joyce	Pratt
Beckwith	Dibble	Haskell	Kelly	Price
Binder	Dimmick	Hawkins	Kittle	Rice
Boynton	Donnelly	Higgins	Kneeland	Roche
Brown, C. W.	Donohue	Hodges	Kruse	Rosenthal
Cady	Duffy	Horton	Lindsay	Shoemaker
Cartwright	Earl	House	Maher	Sweet
Childs	Ely	Howe	McCabe	Taylor
Church	Farnum	Howland	McDonald	Tremper
Clarke	Farrell	Hubbells	Miles	Van Cott
Clinton	Felter	Husted	Murray	Van Duzer
Coffey	Forsyth	Jackson	Nagle	Walrath
Craig	Garbutt			

Those who voted in the negative, were

Bailey	Burns	Nash	Westfall	Zimmerman
Boyce	Littlejohn	Scott	Whiteman	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 5 of chapter 425 of the Laws of 1855, entitled 'An act to facilitate the forming of agricultural and horticultural societies, as amended by section 1 of chapter 116 of the Laws of 1872,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hall	Joyce	Nason
Baker	Darragh	Harpending	Kelly	Odell
Barnes	Dean	Haskell	Kittle	Oliver

Barager	Dibble	Hawkins	Kneeland	O'Neil
Beckwith	Dimmick	Heath	Kruse	Osborne
Binder	Donnelly	Hendricks	Lewis	Otis
Boynton	Donohue	Higgins	Lindsay	Owen
Brown, C. W.	Duffy	Hodges	Maher	Rice
Brown, J. H.	Earl	House	McCabe	Roche
Burns	Ely	Howe	McDonald	Rosenthal
Cady	Erwin	Howland	Miles	Shoemaker
Cartwright	Farnum	Hubbell	Moore	Taylor
Childs	Felter	Hunt	Mullaney	Van Allen
Church	Forsyth	Husted	Murray	Van Cott
Clarke	Garbutt	Jackson	Nagle	Van Duzer
Clinton	Geddes	Johnson, S. W.	Nash	Zimmerman
Coffey	Haggerty			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 402 of the Laws of 1882, entitled 'An act to repeal certain acts and parts of acts,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Harpending	Kneeland	Oliver
Bailey	Dean	Haskell	Kruse	O'Neil
Baker	Dibble	Hawkins	Lewis	Osborne
Barager	Dimmick	Heath	Lindsay	Palmer
Beckwith	Donnelly	Higgins	Littlejohn	Rice
Binder	Donohue	Hodges	Locke, L. R.	Rosenthal
Boyce	Earl	House	Maher	Scott
Boynton	Ely	Howland	McCabe	Seeber
Brown, C. W.	Farnum	Hubbell	McDonald	Shoemaker
Burns	Farrell	Hunt	Miles	Sweet
Cady	Felter	Jackson	Moore	Tremper
Cartwright	Forsyth	Johnson, S. W.	Mullaney	Van Allen
Childs	Garbutt	Jones	Nash	Van Cott
Church	Geddes	Joyce	Nason	Van Duzer
Clarke	Haggerty	Kelly	Nelson	Zimmerman
Clinton	Hall	Kittle	Noxon	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act in relation to the examination of the accounts, etc., of the Surrogate's Court, and the transfer of the moneys and securities to the county treasurers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, L. R.	Pratt
Allen	Dibble	House	Maher	Rice
Bailey	Donnelly	Howland	McCabe	Roche
Baker	Donohue	Hubbell	Miles	Rosenthal
Beckwith	Duffy	Husted	Moore	Scott
Binder	Ely	Jackson	Murphy	Seeber
Boynton	Farnum	Johnson, S. W.	Murray	Shoemaker
Brown, C. W.	Farrell	Jones	Nagle	Smith, C.
Brown, J. H.	Felter	Joyce	Nash	Sweet
Burns	Forsyth	Kelly	Nason	Van Allen
Cady	Garbutt	Kittle	Nelson	Van Cott
Cartwright	Geddes	Kneeland	Noxon	Van Duzer
Childs	Haggerty	Kruse	Odell	Veeder
Church	Hall	Lewis	Oliver	Walrath
Clarke	Harpending	Lindsay	O'Neil	Whiteman
Clinton	Haskell	Littlejohn	Osborne	Zimmerman
Craig	Heath	Locke, S. D.	Owen	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 3 }

Those who voted in the affirmative, were

Allen	Craig	Harpending	Kruse	Owen
Bailey	Curtis	Haskell	Lewis	Pratt
Baker	Darragh	Hawkins	Locke, S. D.	Price
Barnes	Dayton	Heath	Locke, L. R.	Rice
Beckwith	Dean	Hendricks	Maher	Roosevelt
Binder	Dibble	Higgins	McCabe	Seeber
Boyce	Donnelly	Hodges	McDonald	Shoemaker
Boynton	Donohue	House	Miles	Smith, W. E.
Brown, C. W.	Duffy	Howe	Murray	Sweet
Brown, J. H.	Ely	Howland	Nagle	Taylor
Butler	Farnum	Hubbell	Nash	Tremper
Cady	Felter	Husted	Nason	Van Cott
Cartwright	Forsyth	Jackson	Noxon	Van Duzer
Childs	Garbutt	Johnson, S. W.	Odell	Veeder
Church	Geddes	Kelly	Oliver	Walrath
Clarke	Haggerty	Kittle	O'Neil	Zimmerman
Clinton	Hall	Kneeland	Osborne	

Those who voted in the negative, were

Burns	Farrell	Van Allen
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 9 }

Those who voted in the affirmative, were

Ackroyd	Childs	Garbutt	Kneeland	Osborne
Allen	Clarke	Geddes	Lewis	Rice
Bailey	Clinton	Hall	Lindsay	Roche
Baker	Craig	Harpending	Littlejohn	Rosenthal
Barnes	Curtis	Haskell	Locke, S. D.	Shoemaker
Barager	Darragh	Hawkins	Locke, L. R.	Smith, W. E.
Beckwith	Dayton	Heath	Maher	Sweet
Binder	Dibble	Hendricks	McCabe	Taylor
Boyce	Donnelly	House	McDonald	Tremper
Boynton	Donohue	Howland	Miles	Van Allen
Brown, C. W.	Earl	Hubbell	Mullaney	Van Cott
Brown, J. H.	Ely	Jackson	Murray	Walrath
Burns	Erwin	Jobs	Nagle	Whiteman
Butler	Farnum	Jones	Nason	Wilcox
Cady	Farrell	Joyce	Odell	Zimmerman
Cartwright	Forsyth	Kittle	Oliver	

Those who voted in the negative, were

Church	Hodges	Kruse	Roosevelt	Van Duzer
Dean	Howe	Nash	Seeber	

Mr. Howe moved to reconsider the vote by which said bill was passed.

Mr. Oliver moved that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Oliver, and it was determined in the affirmative.

Mr. S. D. Locke offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 460, entitled "An act to amend and revise an act entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,' passed March 26, 1859."

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Roosevelt offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Senate concur), That Assembly bill No. 466, entitled "An act in relation to the office of the register of the city and county of New York," and Assembly bill No. 467, entitled "An

act in relation to the surrogate of the county of New York," be recalled from the Governor for the purpose of amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Speaker called from the table Assembly Documents Nos. 167 and 169, being the report of the sub-committee of the whole on the bills entitled as follows :

Mr. Dayton, from the sub-committee of the whole, reported in favor of the passage of the following entitled bills :

No. 761, G. O. 614, "An act in relation to the navigation of the Erie canal."

No. 544, G. O. 523, "An act to provide for the adjustment and payment for services and disbursements made and rendered for the Seneca Nation of Indians by Benjamin F. Congdon, while attorney for said nation."

No. 356, G. O. 349, "An act to amend chapter 312 of the Laws of 1859, entitled 'An act to equalize the State tax among the several counties in this State,' as amended by chapter 80 of the Laws of 1880."

No. 689, G. O. 671, "An act to amend an act entitled 'An act to provide for the disposal and removal of the sewage discharge from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose.' " [With an amendment.]

No. 498, G. O. 448, "An act to amend an act entitled 'An act to incorporate the city of Cohoes,' passed May 19, 1869, and other acts amendatory of the same.' " [With amendments.]

No. 195, G. O. 189, "An act to amend chapter 566 of the Laws of 1869, entitled 'An act to reorganize the fire department of the city of Brooklyn.' "

Senate, No. 257, G. O. 616, "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors.' "

Senate, No. 145, G. O. 488, "An act authorizing the Comptroller to pay into the keeping of the trustees of the Elmira Female College the Elmira Female College educational fund."

Senate, No. 73, G. O. 718, "An act to make provision for a public park in the Seventh ward of the city of New York, including therein all necessary alterations of the map or plan of said city, the acquisition of land for such park, and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvements." [With amendments.]

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, and said bills ordered engrossed for a third reading.

By unanimous consent,

Mr. Van Cott introduced a bill entitled "An act to amend the Code of Civil Procedure," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Otis, Int. No. 975, entitled "An act authorizing the Governor to remove and appoint trustees or managers of charitable or benevolent institutions in certain cases," reported in favor of the passage of the same, with an amendment, and the title amended so as to read "An act to amend chapter 699 of the Laws of 1871, entitled 'An act to provide for taking testimony in certain matters relating to State charitable institutions,'" which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the comptroller of the city of New York to adjust, settle and pay balances of salaries claimed to be unpaid to certain justices of the district courts of the city of New York," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2498), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§§ 2302, 2304), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Ackroyd, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Criminal Procedure of the State of New York" (§§ 579 and 580), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Kruse, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 49), reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Church, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2879), reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Penal Code" (§ 514), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Church, and by unanimous consent, said bill was ordered to a third reading.

Mr. Dayton moved to take from the table the motion to reconsider the vote by which Senate bill No. 391, entitled "An act to amend chap-

ter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' " was passed.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members present not voting in favor thereof.

{ AYES 12 }
{ NOES 66 }

Those who voted in the affirmative, were

Binder	Garbutt	Kruse	Otis	Seeber
Cady	Howe	O'Neil	Roosevelt	Smith, C.
Church	Hunt			

Those who voted in the negative, were

Ackroyd	Dean	Higgins	Locke, S. D.	Price
Bailey	Dimmick	Hodges	Locke, L. R.	Rice
Baker	Donnelly	House	McDonald	Roche
Barnes	Donohue	Howland	Miles	Rosenthal
Barager	Duffy	Hubbell	Mullaney	Scott
Becker	Earl	Husted	Murphy	Shoemaker
Boyce	Ely	Jackson	Murray	Sweet
Burns	Farnum	Johnson, S. W.	Nason	Taylor
Butler	Farrell	Jones	Odell	Van Allen
Clarke	Felter	Kelly	Oliver	Van Cott
Clinton	Haggerty	Kittle	Osborne	Veeder
Curtis	Haskell	Lindsay	Owen	Walrath
Darragh	Hawkins	Littlejohn	Pratt	Whiteman
Dayton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

On motion of Mr. Earl, at 10 o'clock and 20 minutes, the House adjourned.

TUESDAY, MAY 13, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

On motion of Mr. Taylor, the reading of the journal was dispensed with.

Mr. Cartwright presented a petition of members of the Methodist Conference, now in session in the city of New York, requesting the Legislature to enact, without delay, the act introduced in the Senate by Hon. John I. Gilbert, at the instance of the New York Society for the Prevention of Cruelty to Children, amending the Penal Code so as to prohibit the sale of dime novels and other improper literature to children; which was read and laid upon the table.

The Senate returned the concurrent resolutions that the Joint Rules as printed in the Blue Book for the year 1883 be adopted as the Joint

Rules of the present Legislature, with the exception of the Twentieth Joint rule; also, that a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill No. 460, entitled "An act to amend and revise an act entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,' passed March 26, 1859;" also, that a respectful message be sent to the Governor requesting the return, for the purpose of amendment, of Assembly bill No. 446, entitled "An act in relation to the office of the register of the city and county of New York;" and Assembly bill No. 467, entitled "An act in relation to the surrogate of the county of New York," with messages that they have concurred in the passage of the same, respectively.

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended:

"An act to revise, consolidate and amend the several acts constituting the charter of the village of Mount Morris."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to legalize medical degrees and diplomas granted at any time prior to the 4th day of April, 1883, by the United States Medical College of the city of New York."

"An act to amend chapter 737 of the Laws of 1869, entitled 'An act to incorporate the Brooklyn Young Men's Christian Association,' passed May 8, 1869, as amended by chapter 361 of the Laws of 1876, and chapter 490 of the Laws of 1881."

"An act to provide for the transfer of securities and property of bankrupt corporations to the receivers of such corporations, and for the transfer by the Superintendent of the Insurance Department to receivers of insolvent life insurance and annuity companies of funds and securities deposited with such Superintendent by such companies for the security of policy-holders."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same:

"An act providing for the appointment of commissioners to inquire into the practicability of storing the head-waters of the Hudson river."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled as follows:

"An act to cede lands under water of Gardiner's and Peconic bays to Suffolk county, Long Island, for the cultivation of shell-fish."

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Kelly gave notice that, at some future day, he would move to suspend Rules 41, 42 and 43, in order to move that the committee of the whole be discharged from the further consideration of Assembly bill No. 797, entitled "An act in relation to the office of register of the county of Kings;" and Assembly bill No. 798, entitled "An act in relation to the office of clerk of the county of Kings;" and Assembly bill No. 806, entitled "An act to provide for a more efficient government of the department of parks in the city of Brooklyn, and to

provide for the control and management of all the public parks, parkways and other public lands in the city of Brooklyn and county of Kings under the control and management of the Brooklyn park commissioners," and that said bills be ordered to and immediately have their third reading.

Mr. S. W. Johnson offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly, for amendment, of Assembly bill No. 581, entitled "An act to amend chapter 351 of the Laws of 1866, entitled 'An act to incorporate the village of White Plains,' as amended by chapter 693 of the Laws of 1870, entitled 'An act to amend the charter of the village of White Plains,' and also to amend chapter 179 of the Laws of 1878, entitled 'An act to amend chapter 518 of the Laws of 1867, entitled 'An act to amend an act entitled 'An act to incorporate the village of White Plains,' and chapter 409 of the Laws of 1873, entitled 'An act further to amend the charter of the village of White Plains, in the county of Westchester.'"

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate bill entitled "An act authorizing the disposition of the real property of the late Hiram Crandall of the village of Cortland, in Cortland county, and in the State of New York, for the payment of his debts and funeral expenses, without requiring all of his personal property to have been exhausted or applied on said debts and expenses," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hasbrouck	Kruse	Roche
Allen	Dibble	Haskell	Lindsay	Roosevelt
Bailey	Dimmick	Hawkins	Littlejohn	Rosenthal
Baker	Donnelly	Heath	Locke, L. R.	Scott
Barnes	Donohue	Hendricks	McCabe	Seeber
Barager	Duffy	Howland	McDonald	Shoemaker
Beckwith	Earl	Hubbell	Moore	Sweet
Binder	Ely	Hunt	Nash	Taylor
Boyce	Erwin	Husted	Nelson	Tremper
Boynton	Farnum	Johnson, G. R.	Noxon	Van Allen
Brown, C. W.	Felter	Johnson, S. W.	Owen	Veeder
Brown, J. H.	Garbutt	Jones	Pierson	Walrath
Burns	Geddes	Kelly	Pratt	Westfall
Butler	Haggerty	Kent	Price	Whiteman
Cady	Hall	Kittle	Priddy	Wilcox
Cartwright	Harpending	Kneeland	Rice	Zimmerman
Coffey				

For the negative,

Van Cott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 518 of the Laws of 1883, entitled 'An act to improve and regulate the use of Fourth avenue at Ninety-eighth street, in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Heath	Lindsay	Rice
Allen	Craig	Hendricks	Littlejohn	Roche
Bailey	Dean	Higgins	Locke, L. R.	Scott
Baker	Dibble	Hodges	Maher	Seeber
Barnes	Dimmick	House	McCabe	Shoemaker
Barager	Donohue	Howland	Moore	Sweet
Beckwith	Dreiss	Hubbell	Murray	Taylor
Binder	Duffy	Husted	Nagle	Tremper
Boyce	Earl	Johnson, G. R.	Nash	Van Allen
Boynton	Ely	Johnson, S. W.	Nelson	Van Cott
Briggs	Farnum	Jones	Noxon	Van Duzer
Brown, C. W.	Felter	Joyce	Oliver	Veeder
Brown, J. H.	Forsyth	Kelly	O'Neil	Walrath
Burns	Garbutt	Kittle	Owen	Westfall
Butler	Haggerty	Kngeland	Pierson	Whiteman
Cady	Hall	Kruse	Pratt	Wilcox
Childs	Harpending	Lewis	Priddy	Zimmerman

For the negative,

Erwin

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend an act entitled 'An act to authorize the common council of the city of Schenectady to discontinue a portion of Liberty street, in the city of Schenectady, for the purpose of erecting a railroad depot,'" having been announced for a third reading,

On motion of Mr. Veeder, and by unanimous consent, the same was amended as follows :

Section 2, line 6, strike out the word "Liberty," and insert the word "Centre."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howland	McDonald	Rosenthal
Allen	Donohue	Hubbell	Moore	Scott
Bailey	Earl	Husted	Murray	Seeber
Baker	Ely	Johnson, S. W.	Nagle	Shoemaker
Barager	Erwin	Jones	Nelson	Sweet
Beckwith	Farnum	Joyce	Noxon	Taylor
Binder	Felter	Kelly	Odell	Tremper
Boyce	Forsyth	Kent	Oliver	Van Allen
Boynton	Haggerty	Kittle	O'Neil	Van Cott
Briggs	Hall	Lewis	Osborne	Van Duzer
Brown, C. W.	Haskell	Lindsay	Owen	Veeder
Brown, J. H.	Hawkins	Littlejohn	Pratt	Walrath
Cartwright	Heath	Locke, S. D.	Priddy	Westfall
Coffey	Hendricks	Locke, L. R.	Rice	Whiteman
Craig	Hodges	Maher	Roche	Wilcox
Dibble	House	McCabe	Roosevelt	Zimmerman
Dimmick				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act providing for the return to the proper county of undischarged paupers who have or shall have escaped therefrom," having been announced for a third reading,

Mr. Cady moved that the same be committed to the committee on internal affairs for a hearing, retaining its place on the order of third reading of bills.

Mr. Ely moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Cady, and it was determined in the affirmative.

The Senate sent for concurrence the bills entitled as follows :

"An act in relation to certain fees and compensation of the sheriff of Albany county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

"An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Erwin, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to incorporate the United States Transfer and Exchange Association," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Allen, said bill was substituted for Assembly bill No. 769, now on the order of third reading of bills.

"An act in relation to cases for damages appealed from the late Board of Canal Appraisers to the Canal Board, and now pending and undetermined by said board," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howland	McCabe	Roche
Allen	Donohue	Hubbell	Murphy	Roosevelt
Bailey	Ely	Hunt	Murray	Rosenthal
Barnes	Erwin	Husted	Nagle	Scott
Beckwith	Farnum	Johnson, G. R.	Nash	Seeber
Binder	Felter	Johnson, S. W.	Nelson	Shoemaker
Boyce	Forsyth	Jones	Noxon	Sweet
Boynton	Garbutt	Joyce	Odell	Taylor
Briggs	Geddes	Kelly	Oliver	Tremper
Brown, C. W.	Haggerty	Kent	O'Neil	Van Allen
Burns	Hall	Kneeland	Osborne	Van Cott
Butler	Harpending	Kruse	Owen	Van Duzer
Craig	Hasbrouck	Lewis	Pierson	Veeder
Curtis	Hawkins	Lindsay	Pratt	Walrath
Darragh	Higgins	Littlejohn	Price	Whiteman
Dean	Hodges	Locke, S. D.	Priddy	Wilcox
Dibble	House	Maher	Rice	Zimmerman
Dimmick				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 12, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, I herewith return, for amendment, Assembly bill No. 734, entitled "An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State in counties containing over three hundred thousand inhabitants."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dimmick	Hodges	McCabe	Roche
Bailey	Donnelly	House	Miles	Roosevelt
Baker	Donohue	Howland	Murphy	Rosenthal
Barnes	Earl	Hubbell	Murray	Shoemaker
Barager	Ely	Husted	Nagle	Smith, C.
Beckwith	Erwin	Jobes	Nash	Sweet
Boyce	Farnum	Johnson, S. W.	Nelson	Taylor

Brown, C. W.	Farrell	Jones	Noxon	Tremper
Burns	Felter	Joyce	Odell	Van Allen
Butler	Forsyth	Kelly	Oliver	Van Cott
Cartwright	Garbutt	Kent	O'Neil	Van Duzer
Childs	Hall	Kneeland	Osborne	Veeder
Coffey	Harpending	Kruse	Owen	Walrath
Craig	Hasbrouck	Lewis	Palmer	Westfall
Curtis	Haskell	Lindsay	Pierson	Whiteman
Darragh	Hawkins	Littlejohn	Pratt	Wilcox
Dean	Heath	Locke, S. D.	Priddy	Zimmerman
Dibble	Hendricks	Maher	Rice	

On motion of Mr. Earl, and by unanimous consent, said bill was amended by adding at the end of section 1 the words "but this act shall not apply to the towns of New Utrecht and Gravesend, Kings county."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	Murray	Roche
Allen	Dimmick	Hubbell	Nagle	Roosevelt
Bailey	Donnelly	Husted	Nash	Rosenthal
Barnes	Duffy	Jobes	Nelson	Shoemaker
Barager	Earl	Johnson, G. R.	Noxon	Sweet
Beckwith	Ely	Johnson, S. W.	Odell	Taylor
Binder	Erwin	Jones	Oliver	Tremper
Boyce	Farnum	Joyce	O'Neil	Van Allen
Brown, C. W.	Felter	Kelly	Osborne	Van Cott
Burns	Geddes	Kneeland	Otis	Van Duzer
Butler	Haggerty	Kruse	Owen	Veeder
Cartwright	Harpending	Lewis	Pierson	Walrath
Coffey	Haskell	Lindsay	Pratt	Westfall
Craig	Hawkins	Littlejohn	Price	Whiteman
Curtis	Heath	Locke, S. D.	Priddy	Wilcox
Darragh	Hendricks	Maher	Rice	Zimmerman
Dean	House	Murphy		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 12, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins as administrator, with the will annexed, of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with De Long."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative; were

Ackroyd	Dibble	House	Moore	Roche
Allen	Dimmick	Howland	Mullaney	Rosenthal
Bailey	Donnelly	Hubbell	Murphy	Scott
Barnes	Earl	Husted	Murray	Seeber
Beckwith	Ely	Jobes	Nash	Shoemaker
Binder	Erwin	Johnson, G. R.	Nason	Smith, C.
Boyce	Farnum	Johnson, S. W.	Noxon	Sweet
Briggs	Felter	Jones	Odell	Taylor
Brown, C. W.	Garbutt	Joyce	Oliver	Tremper
Burns	Geddes	Kelly	O'Neil	Van Allen
Butler	Haggerty	Kneeland	Osborne	Van Cott
Cartwright	Hall	Kruse	Otis	Van Duzer
Childs	Harpending	Lewis	Owen	Veeder
Church	Hasbrouck	Lindsay	Palmer	Walrath
Coffey	Haskell	Littlejohn	Pierson	Westfall
Craig	Hawkins	Locke, S. D.	Pratt	Whiteman
Curtis	Heath	Locke, L. R.	Price	Wilcox
Darragh	Hendricks	Maher	Rice	Zimmerman
Dean	Hodges			

On motion of Mr. Haggerty, and by unanimous consent, said bill was amended as follows :

Amend section 1 by striking out all after and including the word "therefore," in line 20, page 2.

Add as section 2 the following :

"§ 2. The sum of \$9,033.39, or so much thereof as may be necessary, is hereby appropriated out of any unexpended balance in the treasury, which shall be paid upon the warrant of the Comptroller by the Treasurer to Bernard A. Collins as administrator, with the will annexed, of the goods, chattels and credits which were of Jerome J. Collins, deceased, in full satisfaction of said judgments and interest thereon."

Change section 2 to section 3.

Amend the title by adding at the end thereof the words "and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Heath	Littlejohn	Rice
Allen	Dibble	Hendricks	Locke, S. D.	Roche
Bailey	Dimmick	Hodges	Locke, L. R.	Roosevelt
Baker	Donnelly	House	Miles	Rosenthal
Barnes	Donohue	Howland	Murphy	Seeber
Beckwith	Dreiss	Hubbell	Murray	Shoemaker

Binder	Earl	Husted	Nagle	Sweet
Boyce	Ely	Jobes	Nash	Taylor
Boynton	Erwin	Johnson, G. R.	Noxon	Tremper
Briggs	Farnum	Johnson, S. W.	Odell	Van Allen
Brown, C. W.	Felter	Jones	Oliver	Van Cott
Brown, J. H.	Forsyth	Joyce	O'Neil	Van Duzer
Burns	Garbutt	Kelly	Osborne	Veeder
Butler	Geddes	Kent	Otis	Walrath
Cartwright	Haggerty	Kittle	Owen	Westfall
Church	Hall	Kneeland	Palmer	Whiteman
Coffey	Harpending	Kruse	Pratt	Wilcox
Craig	Haskell	Lewis	Price	Zimmerman
Curtis	Hawkins	Lindsay	Priddy	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act to amend and supplement chapter 292 of the Laws of 1865, entitled 'An act to provide for the promotion of public health, and for draining and reclaiming overflowed and wet lands adjoining the Indian river in the counties of Jefferson and St. Lawrence,'" with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 7, after the word "section," add the words "to be known as sections 9 and 10."

Page 2, line 14, change section 11 to section 10.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Horton	Locke, S. D.	Priddy
Allen	Dimmick	House	Locke, L. R.	Roche
Bailey	Donnelly	Howland	Maher	Rosenthal
Baker	Dreiss	Hubbell	Murphy	Scott
Barnes	Duffy	Hunt	Murray	Seeber
Beckwith	Earl	Husted	Nagle	Shoemaker
Binder	Ely	Jobes	Nash	Sweet
Boyce	Erwin	Johnson, G. R.	Nason	Taylor
Brown, C. W.	Farrell	Johnson, S. W.	Nelson	Tremper
Brown, J. H.	Felter	Jones	Noxon	Van Allen
Burns	Forsyth	Joyce	Odell	Van Cott
Butler	Garbutt	Kelly	Oliver	Van Duzer
Cartwright	Haggerty	Kent	O'Neil	Veeder
Church	Hall	Kittle	Osborne	Walrath
Coffey	Harpending	Kneeland	Owen	Westfall
Craig	Haskell	Lewis	Pierson	Whiteman
Curtis	Hawkins	Lindsay	Pratt	Wilcox
Darragh	Heath	Littlejohn	Price	Zimmerman
Dean	Hendricks			

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto:

"An act to provide for the care, transportation and commitment, and the payment therefor, of lunatics, idiots, persons of unsound mind, deaf-mutes, orphans and paupers, the expense of whose maintenance and transportation is a charge upon the county of Albany, and to define the duties of the superintendent of the alms-house in the city of Albany."

"An act to revise and consolidate the statutes of the State relating to the custody and care of indigent and pauper children by orphan asylums and other charitable institutions."

"An act to provide for a commission to inquire into the character and condition of tenement-houses in the city of New York."

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

"An act to amend section 24 of chapter 679 of the Laws of 1871, entitled 'An act to amend an act entitled An act to supply the village of Watertown with pure and wholesome water, and for other purposes,' passed March 22, 1853, and the several acts amendatory thereof."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1884," with a message that they have consented to the appointment of a committee of conference thereon, and have appointed as such committee on the part of the Senate Messrs. Robinson, Gibbs and Titus.

The bill entitled "An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, L. R.	Price
Allen	Dibble	Hodges	Maher	Priddy
Bailey	Dimmick	House	Moore	Roche
Baker	Donnelly	Howland	Mullaney	Rosenthal
Barnes	Duffy	Hubbell	Murphy	Seeber
Beckwith	Earl	Hunt	Nagle	Shoemaker
Binder	Ely	Husted	Nash	Sweet
Boyce	Erwin	Jobes	Nason	Taylor
Brown, C. W.	Farnum	Johnson, G. R.	Noxon	Van Allen
Brown, J. H.	Felter	Johnson, S. W.	Odell	Van Cott
Burns	Garbutt	Jones	Oliver	Van Duzer
Butler	Geddes	Joyce	O'Neil	Veeder
Cartwright	Haggerty	Kneeland	Osborne	Walrath
Church	Harpending	Kruse	Otis	Westfall
Coffey	Haskell	Lewis	Owen	Whiteman
Craig	Hawkins	Lindsay	Pierson	Wilcox
Curtis	Heath	Littlejohn	Pratt	Zimmerman
Darragh	Hendricks	Locke, S. D.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate situate in the town of Caldwell, Warren county, to J. Stewart Dennison, of which George A. Cæsar died seized," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hendricks	Maher	Rice
Allen	Dean	Higgins	McCabe	Roche
Bailey	Dibble	House	McDonald	Roosevelt
Baker	Donnelly	Howland	Moore	Seeber
Barnes	Duffy	Hubbell	Nagle	Shoemaker
Barager	Earl	Hunt	Nash	Sipp
Beckwith	Ely	Husted	Nason	Sweet
Binder	Erwin	Johnson, S. W.	Nelson	Taylor
Boyce	Farnum	Jones	Noxon	Van Allen
Briggs	Felter	Joyce	Odell	Van Cott
Brown, C. W.	Geddes	Kent	Oliver	Veeder
Brown, J. H.	Haggerty	Kittle	O'Neil	Walrath
Burns	Hall	Kneeland	Osborne	Westfall
Cartwright	Harpending	Lindsay	Owen	Whiteman
Church	Haskell	Littlejohn	Palmer	Wilcox
Coffey	Hawkins	Locke, S. D.	Pratt	Zimmerman
Craig	Heath	Locke, L. R.	Priddy	Speaker
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 567 of the Laws of 1871, entitled "An act providing for the opening of new roads and avenues, and closing old highways in the town of Flatbush, in Kings county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hodges	Maher	Roche
Allen	Dimmick	House	Miles	Rosenthal
Bailey	Donnelly	Howland	Murray	Scott
Barnes	Duffy	Hubbell	Nagle	Seeber
Barager	Earl	Husted	Nash	Shoemaker
Binder	Erwin	Johnson, G. R.	Noxon	Sweet
Boyce	Farnum	Johnson, S. W.	Odell	Taylor
Briggs	Farrell	Jones	Oliver	Tremper
Brown, C. W.	Felter	Joyce	O'Neil	Van Allen
Brown, J. H.	Geddes	Kelly	Osborne	Van Cott

Burns	Haggerty	Kent	Owen	Van Duzer
Cady	Hall	Kittle	Palmer	Veeder
Cartwright	Harpending	Kneeland	Pierson	Walrath
Church	Haskell	Kruse	Pratt	Westfall
Clarke	Hawkins	Lindsay	Price	Whiteman
Curtis	Heath	Littlejohn	Priddy	Wilcox
Darragh	Hendricks	Locke, S. D.	Rice	Zimmerman
Dean	Higgins	Locke, L. R.		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 93 of the Laws of 1877, entitled 'An act to provide for the better administration of justice in the town of Watervliet, in the county of Albany,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Howland	McCabe	Roche
Allen	Dimmick	Hubbell	Mullaney	Rosenthal
Bailey	Donnelly	Husted	Murphy	Seeber
Baker	Duffy	Jobes	Murray	Shoemaker
Barnes	Earl	Johnson, G. R.	Nagle	Sipp
Barager	Erwin	Johnson, S. W.	Nash	Smith, C.
Beckwith	Farnum	Jones	Nason	Sweet
Binder	Felter	Joyce	Nelson	Taylor
Boyce	Garbutt	Kelly	Odell	Temper
Boynton	Geddes	Kent	Oliver	Van Allen
Brown, C. W.	Haggerty	Kittle	O'Neil	Van Cott
Burns	Hall	Kneeland	Osborne	Van Duzer
Cady	Harpending	Kruse	Otis	Veeder
Cartwright	Hawkins	Lewis	Owen	Walrath
Clarke	Heath	Lindsay	Palmer	Westfall
Coffey	Hendricks	Littlejohn	Pierson	Whiteman
Craig	Higgins	Locke, S. D.	Pratt	Wilcox
Curtis	Hodges	Locke, L. R.	Price	Zimmerman
Dean	House	Maher	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to amend section 3 of title 10 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883."

"An act to provide for the support of the fire department, and to regulate the salaries of certain officers of the city of Syracuse, and to revise the charter of said city."

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' in relation to the commissioners of accounts, New York city."

"An act to except the town of Pultney from the operation of all laws prohibiting the laying out highways through orchards and vineyards."

"An act in relation to certified copies of documents in the office of the Board of Railroad Commissioners, the fees to be charged therefor, and providing for a seal for the use of the board."

"An act to amend chapter 331, Laws of 1879, entitled 'An act to facilitate the transaction of public business by authorizing the administration of oaths in matters pertaining to canal business.'"

"An act to regulate the raising of taxes for extraordinary expenditures in the corporation of the village of Union Springs, in the county of Cayuga."

"An act to extend the operation and effect of chapter 40 of the Laws of 1848, entitled 'An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' and the amendments made thereto."

"An act to release to Ann Anderson of the town of Deerfield, Oneida county, New York, the title and interest of the people of the State of New York in and to certain real estate in the town of Deerfield, Oneida county, New York."

"An act to repeal chapter 766 of the Laws of 1870, entitled 'An act to improve and keep in repair the highway from Wilmington to North Elba, in the county of Essex,' and to repeal chapter 732 of the Laws of 1871, entitled 'An act to amend section 3 of chapter 766 of the Laws of 1870, entitled 'An act to improve and keep in repair the highway from Wilmington to North Elba, in the county of Essex.'"

"An act to provide for the construction of waste-gates and spillway in the north embankment of the Erie canal, in the village of Spencerport, in the county of Monroe."

"An act to extend the length of the pier in the North or Hudson river between West Forty-first and Forty-second streets, New York city."

"An act reappropriating an unexpended balance of a sum appropriated by chapter 133 of the Laws of 1883, for the purpose of providing for the premiums and other expenses of investment of certain funds of the State."

"An act to authorize the comptroller of the city of Brooklyn to redeem certain tax certificates."

"An act to authorize the election of an additional justice of the peace of the city of Brooklyn, and to create an additional district therein."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bill:

"An act to amend chapter 256 of the Laws of 1874, entitled 'An act to amend an act entitled 'An act to provide for laying and improving roads and avenues in the village and town of Saratoga Springs,' passed May 5, 1870.'"

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Speaker presented a list of special general orders proposed to be referred to the sub-committee of the whole; which was laid upon the table and ordered printed.

(See Doc. No. 171.)

The Senate bill entitled "An act to release the interest of the people of the State of New York in certain real estate of which Thirza

Swarts, formerly Thirza Dent, late of the township of Hornellsville, in the county of Steuben, died seized, and authorizing her heirs at law to hold and convey the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 101 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hendricks	Locke, S. D.	Price
Allen	Dean	Higgins	Locke, L. R.	Rice
Bailey	Dibble	Hodges	McCabe	Roche
Baker	Dimmick	House	Miles	Roosevelt
Barnes	Donnelly	Howland	Moore	Rosenthal
Becker	Donohue	Hubbell	Murphy	Seeber
Beckwith	Duffy	Hunt	Murray	Shoemaker
Binder	Earl	Husted	Nagle	Sipp
Boyce	Erwin	Jobes	Nash	Sweet
Boynton	Farnum	Johnson, G. R.	Nason	Taylor
Briggs	Farrell	Johnson, S. W.	Nelson	Tremper
Brown, C. W.	Felter	Jones	Noxon	Van Allen
Burns	Forsyth	Joyce	Odell	Van Cott
Butler	Garbutt	Kent	Oliver	Van Duzer
Cady	Geddes	Kittle	O'Neil	Veeder
Cartwright	Haggerty	Kneeland	Osborne	Walrath
Church	Hall	Kruse	Otis	Westfall
Clarke	Harpending	Lewis	Owen	Whiteman
Coffey	Haskell	Lindsay	Pierson	Wilcox
Craig	Hawkins	Littlejohn	Pratt	Zimmerman
Curtis	Heath			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to extend the time for the completion and operation of the Seneca Falls and Waterloo railroad, authorized to be constructed and operated under and by chapter 197 of the Laws of 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Littlejohn	Price
Allen	Dibble	Hendricks	Locke, S. D.	Priddy
Bailey	Dimmick	Higgins	Locke, L. R.	Rice
Baker	Donnelly	Hodges	McCabe	Roche
Barnes	Earl	Howland	Murray	Rosenthal
Binder	Ely	Husted	Nagle	Seeber
Boyce	Erwin	Jobes	Nash	Shoemaker
Boynton	Farnum	Johnson, G. R.	Nason	Sipp
Brown, C. W.	Farrell	Johnson, S. W.	Noxon	Van Allen
Burns	Felter	Jones	Oliver	Van Cott
Butler	Forsyth	Joyce	O'Neil	Van Duzer

Cartwright	Garbutt	Kent	Osborne	Veeder
Clarke	Geddes	Kittle	Otis	Westfall
Craig	Haggerty	Kneeland	Owen	Wilcox
Curtis	Hall	Lewis	Pratt	Zimmerman
Darragh	Harpending	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 218 of the Laws of 1839, entitled 'An act authorizing railroad companies to contract with each other,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 17 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Hubbell	Noxon	Scott
Allen	Craig	Jackson	Oliver	Seeber
Bailey	Curtis	Johnson, S. W.	O'Neil	Sweet
Barager	Darragh	Joyce	Osborne	Taylor
Beckwith	Dayton	Kelly	Otis	Tremper
Binder	Ely	Kent	Owen	Van Allen
Boyce	Farnum	Kittle	Palmer	Van Duzer
Boynton	Geddes	Kneeland	Pierson	Veeder
Briggs	Hall	Kruse	Pratt	Walrath
Butler	Hawkins	Littlejohn	Price	Weich
Cady	Hendricks	Locke, S. D.	Rice	Westfall
Cartwright	Hodges	Locke, L. R.	Roche	Wilcox
Childs	Howe	Nash	Roosevelt	Zimmerman
Church	Howland	Nelson	Rosenthal	

Those who voted in the negative, were

Baker	Donnelly	Farrell	Jones	Mullaney
Barnes	Duffy	Felter	Lindsay	Nagle
Burns	Earl	Harpending	Moore	Odell
Dean	Erwin			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act for the better protection of life and property upon the railroads of this State, and to promote the safer and better management of steam railroads," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 18 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howland	Nelson	Scott
Bailey	Ely	Hubbell	Noxon	Seeber
Becker	Farnum	Johnson, S. W.	Oliver	Sweet
Beckwith	Forsyth	Joyce	O'Neil	Taylor

Briggs	Haggerty	Kelly	Osborne	Van Allen
Brown, C. W.	Hall	Kruse	Otis	Van Cott
Cartwright	Haskell	Lewis	Owen	Van Duzer
Church	Hawkins	Littlejohn	Palmer	Walrath
Clarke	Heath	Locke, S. D.	Pierson	Welch
Clinton	Hendricks	Locke, L. R.	Pratt	Whiteman
Craig	Hodges	Murphy	Rice	Wilcox
Curtis	House	Nagle	Roche	Zimmerman
Dean	Howe	Nash	Roosevelt	Speaker

Those who voted in the negative, were

Baker	Erwin	Husted	Lindsay	Odell
Barnes	Farrell	Jackson	Moore	Rosenthal
Burns	Geddes	Jobs	Mullaney	Shoemaker
Cady	Harpending	Kittle		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act in relation to telegraph and electric light companies in cities of this State," having been announced for a third reading,

Mr. House moved to amend by inserting after the word "telegraph," in line 1, section 1, the word "telephonic."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 28 }

Those who voted in the affirmative, were

Allen	Duffy	Hunt	Nelson	Seeber
Bailey	Earl	Husted	Noxon	Sipp
Binder	Ely	Jackson	O'Neil	Smith, W. E.
Boynton	Farnum	Johnson, G. R.	Osborne	Sweet
Briggs	Garbutt	Kittle	Palmer	Tremper
Burns	Hall	Kruse	Pierson	Van Allen
Church	Haskell	Lewis	Priddy	Van Cott
Clarke	Hawkins	Lindsay	Rice	Van Duzer
Curtis	Hodges	Littlejohn	Roche	Welch
Dayton	House	Locke, S. D.	Roosevelt	Westfall
Donnelly	Howe	Murray	Scott	Zimmerman
Dreiss	Hubbell	Nash		

Those who voted in the negative, were

Baker	Childs	Joyce	Murphy	Owen
Barnes	Coffey	Kneeland	Nagle	Rosenthal
Brown, C. W.	Donohue	McDonald	Nason	Taylor
Brown, J. H.	Haggerty	Miles	Oliver	Veeder
Cady	Higgins	Moore	Otis	Walrath
Cartwright	Jobs	Mullaney		

Mr. Howe moved to amend as follows:

In section 2, line 2, after the word "telegraph," insert the word "telephonic."

Same section, line 5, change the words "eighty-six," to the words "eighty-five."

In section 3, strike out the words "But nothing in this act shall apply to any company doing a telephone business, so far as its telephonic wires and telephones are concerned."

Mr. Oliver moved to amend to the effect that the provisions of said bill shall apply to the whole State.

Mr. Howe moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Oliver, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Howe, and it was determined in the affirmative, which restored the bill to the condition in which it was received from the Senate.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Donnelly	House	Littlejohn	Roche
Bailey	Donohue	Howe	Locke, L. R.	Roosevelt
Baker	Dreiss	Howland	McDonald	Rosenthal
Barnes	Duffy	Hubbell	Mullaney	Scott
Binder	Earl	Hunt	Murphy	Shoemaker
Boyce	Ely	Husted	Murray	Sipp
Boynton	Erwin	Jackson	Nagle	Smith, W. E.
Briggs	Farnum	Jobes	Nash	Smith, C.
Brown, C. W.	Farrell	Johnson, G. R.	Nason	Sweet
Brown, J. H.	Felter	Johnson, S. W.	Nelson	Taylor
Burns	Forsyth	Joyce	Noxon	Tremper
Butler	Haggerty	Kelly	Odell	Van Allen
Cartwright	Hall	Kent	O'Neil	Van Cott
Childs	Haskell	Kittle	Otis	Van Duzer
Church	Hawkins	Kneeland	Owen	Walrath
Clarke	Heath	Kruse	Palmer	Welch
Craig	Hendricks	Lewis	Priddy	Whiteman
Curtis	Hodges	Lindsay	Rice	Zimmerman
Dayton	Horton			

Those who voted in the negative, were

Cady	Geddes	Hasbrouck	Miles	Moore
Coffey				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" having been announced for a third reading,

Mr. Roosevelt moved a call of the House on the passage of said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Roosevelt moved to amend said bill as follows:

Section 1, lines 8 and 9, strike out the words "recorder of the city of New York," and insert in lieu thereof the words "judge of that court now having the longest time to serve."

Same section, line 21, strike out the words "presiding justice," and insert in lieu thereof the words "city judge."

Same line, change the word "recorder" to "judge."

Strike out, after the word "apportionment," in line 8, section 5, lines 8 to 16 inclusive, and insert in lieu thereof the words "the board of estimate and apportionment shall provide such sums as shall be necessary to pay the salaries of the commissioners of elections, the salaries of their clerks, and other expenses of the board of elections for the year 1884 by the transfer to said board of the unexpended amounts already appropriated for such year for election expenses, and for the salaries and expenses in the bureau of elections. In the year 1884, and annually thereafter, the commissioners of elections shall submit to the board of estimate and apportionment a departmental estimate of their expenses, as required by section 189 of this act."

Section 6, line 50, strike out, after the word "duties," all down to the end of the section.

Section 11, lines 20 and 21, strike out the words "chief of bureau," and insert in lieu thereof the word "commissioners."

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion Mr. Roosevelt, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 58 }
{ NOES 63 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Howland	Locke, S. D.	Roosevelt
Allen	Dimmick	Hubbell	Maher	Seeber
Barnes	Ely	Hunt	McCabe	Smith, W. E.
Barager	Geddes	Jackson	Miles	Tremper
Brown, C. W.	Harpending	Johnson, G. R.	Nelson	Van Allen
Brown, J. H.	Hawkins	Johnson, S. W.	Odell	Van Duzer
Butler	Heath	Jones	O'Neil	Walrath
Cady	Hendricks	Kelly	Osborne	Welch
Cartwright	Higgins	Kent	Otis	Whiteman
Childs	Hodges	Kneeland	Price	Wilcox
Church	House	Kruse	Rice	Speaker
Craig	Howe	Lewis		

Those who voted in the negative, were

Bailey	Dibble	Hasbrouck	Murphy	Roche
Baker	Donnelly	Haskell	Murray	Rosenthal
Beckwith	Donohue	Horton	Nagle	Scott
Binder	Dreiss	Husted	Nash	Shoemaker
Boynton	Duffy	Jobes	Nason	Sipp
Briggs	Earl	Joyce	Noxon	Smith, C.
Burns	Farnum	Kittle	Oliver	Sweet
Clarke	Farrell	Lindsay	Owen	Taylor
Clinton	Felter	Littlejohn	Palmer	Van Cott

Coffey	Forsyth	Locke, L. R.	Pierson	Veeder
Darragh	Garbutt	McDonald	Pratt	Westfall
Dayton	Haggerty	Moore	Priddy	Zimmerman
Dean	Hall	Mullaney		

The hour of two o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until four o'clock.

FOUR O'CLOCK, P. M.

The House again met.

By unanimous consent,

Mr. C. W. Brown introduced a bill entitled "An act to amend section 6 of chapter 162 of the Laws of 1822, entitled 'An act relative to a bridge over the Chenango river at Oxford,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. C. W. Brown, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Hall	Locke, L. R.	Rice
Allen	Coffey	Hawkins	Maher	Roche
Bailey	Craig	Higgins	McCabe	Roosevelt
Baker	Curtis	House	Miles	Rosenthal
Barnes	Dean	Howland	Moore	Seeber
Barager	Dibble	Husted	Nash	Shoemaker
Beckwith	Dimmick	Johnson, G. R.	Nelson	Sipp
Binder	Earl	Johnson, S. W.	Oliver	Sweet
Boynton	Erwin	Joyce	Osborne	Taylor
Briggs	Farnum	Kelly	Otis	Van Allen
Brown, C. W.	Farrell	Kittle	Owen	Van Cott
Burns	Felter	Kneeland	Pierson	Veeder
Butler	Forsyth	Lewis	Pratt	Westfall
Cady	Garbutt	Littlejohn	Price	Zimmerman
Cartwright	Geddes	Locke, S. D.	Priddy	Speaker
Childs	Haggerty			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Van Allen offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 211, entitled "An act to provide for the repavement of Fifth avenue, in the city of New York," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Maher, and by unanimous consent, the committee on affairs of cities was discharged from the further consideration of Senate bill No. 477, entitled "An act in relation to certain fees and compensation of the sheriff of Albany county," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 81 }
} NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hodges	Maher	Rice
Baker	Dibble	Howe	McCabe	Roche
Barager	Dimmick	Husted	Miles	Rosenthal
Beckwith	Donnelly	Jackson	Moore	Scott
Binder	Donohue	Jobes	Murphy	Seeber
Boynton	Earl	Johnson, G. R.	Nash	Shoemaker
Briggs	Farnum	Johnson, S. W.	Nason	Sipp
Brown, C. W.	Farrell	Joyce	Nelson	Sweet
Burns	Felter	Kelly	Oliver	Taylor
Butler	Garbutt	Kittle	Osborne	Tremper
Cady	Geddes	Kneeland	Otis	Van Allen
Cartwright	Haggerty	Lewis	Owen	Van Cott
Childs	Hall	Lindsay	Pierson	Veeder
Church	Hawkins	Littlejohn	Pratt	Whiteman
Coffey	Heath	Locke, S. D.	Price	Wilcox
Craig	Higgins	Locke, L. R.	Priddy	Zimmerman
Curtis				

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence therein.

On motion of Mr. Kittle, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 390, entitled "An act to establish a public place in the Twenty-second ward, in the city of New York," and the same was ordered to a third reading.

The Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Saratoga Springs, so as to provide for the appointment of a superintendent of public works of the village of Saratoga Springs, and abolishing the office of superintendent of the village and of water-works of said village,' passed April 27, 1874," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 84 }
} NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Hodges	Maher	Rosenthal
Baker	Dimmick	House	McCabe	Scott
Barnes	Donnelly	Howe	Miles	Seeber

Beckwith	Donohue	Howland	Moore	Shoemaker
Binder	Duffy	Hubbell	Murphy	Sipp
Briggs	Earl	Husted	Nash	Sweet
Brown, C. W.	Erwin	Jobs	Nason	Taylor
Burns	Farnum	Jones	Noxon	Tremper
Butler	Garbutt	Joyce	Oliver	Van Allen
Cady	Geddes	Kelly	Osborne	Van Cott
Cartwright	Haggerty	Kent	Otis	Van Duzer
Childs	Hall	Kittle	Owen	Veeder
Church	Haskell	Kneeland	Pratt	Westfall
Coffey	Hawkins	Lindsay	Price	Whiteman
Craig	Heath	Littlejohn	Priddy	Wilcox
Curtis	Hendricks	Locke, S. D.	Rice	Zimmerman
Dean	Higgins	Locke, L. R.	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence therein.

The Senate bill entitled "An act in relation to a board of health for the town and village of Saratoga Springs," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Hendricks	Maher	Rosenthal
Baker	Dean	Higgins	McCabe	Scott
Barnes	Dibble	Hodges	Miles	Seeber
Barager	Donohue	House	Moore	Shoemaker
Beckwith	Dreiss	Hubbell	Murphy	Sipp
Binder	Duffy	Husted	Nason	Taylor
Boynton	Earl	Jobs	Odell	Tremper
Briggs	Erwin	Johnson, G. R.	Oliver	Van Allen
Brown, C. W.	Farnum	Johnson, S. W.	Osborne	Van Cott
Burns	Felter	Jones	Otis	Van Duzer
Butler	Garbutt	Joyce	Owen	Veeder
Cartwright	Geddes	Kelly	Pierson	Westfall
Childs	Haggerty	Kneeland	Pratt	Whiteman
Church	Hall	Lewis	Priddy	Wilcox
Coffey	Hawkins	Lindsay	Rice	Zimmerman
Craig	Heath	Littlejohn	Roche	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 94 of the Laws of 1864, entitled 'An act to erect a union school district in the towns of Lysander and Van Buren, in the county of Onondaga, and to create a board of education therein, with power of taxation, and other powers for school purposes,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hendricks	Locke, S. D.	Rosenthal
Baker	Dibble	Higgins	Maher	Scott
Barager	Dimmick	Hodges	McCabe	Seeber
Beckwith	Donnelly	Hubbell	Miles	Shoemaker
Binder	Donohue	Husted	Moore	Sipp
Boynton	Dreiss	Jobes	Nash	Sweet
Briggs	Duffy	Johnson, G. R.	Nason	Taylor
Brown, C. W.	Earl	Johnson, S. W.	Noxon	Tremper
Burns	Farnum	Jones	Oliver	Van Allen
Butler	Felter	Joyce	Osborne	Van Cott
Cartwright	Garbutt	Kelly	Otis	Van Duzer
Childs	Geddes	Kittle	Owen	Veeder
Church	Haggerty	Kneeland	Pierson	Westfall
Coffey	Hall	Lewis	Priddy	Whiteman
Craig	Hawkins	Lindsay	Rice	Wilcox
Curtis	Heath	Littlejohn	Roche	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Oliver offered, for the consideration of the House, a resolution in the words following :

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill (not printed), entitled "An act to amend the charter of the Foundling Asylum of the Sisters of Charity in the city of New York by changing its corporate name."

By unanimous consent,

Mr. Speaker to put the question whether the House would agree said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 288 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

Baker	Dibble	Higgins	Littlejohn	Price
Barnes	Dimmick	Hodges	Locke, S. D.	Priddy
Barager	Donnelly	Howe	Maher	Roche
Beckwith	Dreiss	Howland	McCabe	Rosenthal
Binder	Duffy	Hubbell	Moore	Scott
Boynton	Earl	Husted	Murray	Seeber
Briggs	Erwin	Jobes	Nash	Shoemaker
Brown, C. W.	Farnum	Johnson, G. R.	Nason	Sipp
Burns	Farrell	Johnson, S. W.	Noxon	Sweet
Butler	Felter	Jones	Odell	Taylor

Cartwright	Garbutt	Joyce	Oliver	Tremper
Childs	Geddes	Kelly	Osborne	Van Allen
Church	Haggerty	Kent	Otis	Van Cott
Clarke	Hall	Kittle	Owen	Van Duzer
Craig	Hawkins	Kneeland	Pierson	Veeder
Curtis	Heath	Lewis	Pratt	Zimmerman
Dean	Hendricks	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 13, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 466, entitled "An act in relation to the office of the register of the city and county of New York."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hendricks	Littlejohn	Rice
Baker	Dibble	Higgins	Locke, S. D.	Roche
Barnes	Dimmick	Hodges	Maher	Roosevelt
Barager	Dreiss	Howe	McCabe	Rosenthal
Beckwith	Duffy	Howland	Miles	Seeber
Binder	Earl	Hubbell	Moore	Shoemaker
Boynnton	Ely	Husted	Murray	Sipp
Briggs	Erwin	Jobes	Nagle	Smith, C.
Brown, C. W.	Farrell	Johnson, G. R.	Nelson	Taylor
Burns	Felter	Johnson, S. W.	Noxon	Tremper
Butler	Garbutt	Jones	Odell	Van Allen
Cady	Geddes	Joyce	Oliver	Van Cott
Cartwright	Haggerty	Kelly	O'Neil	Veeder
Childs	Hall	Kittle	Osborne	Walrath
Church	Harpending	Kruse	Otis	Whiteman
Clarke	Hawkins	Lewis	Owen	Wilcox
Craig	Heath	Lindsay	Priddy	Zimmerman
Curtis				

On motion of Mr. Roosevelt, and by unanimous consent, said bill was amended as follows :

Section 4, line 16, strike out the word "that," and insert the word "to."

Same section, line 17, strike out the words "is a copy."

Section 5, lines 1 and 2, strike out the words "The register appointed or elected as successor to the present incumbent of that office in," and substitute "any register hereafter appointed or elected for."

Same section, line 9, strike out the word "clerk," and insert the word "register."

Section 7, line 1, strike out the first "the," and insert the word "every."

Same section, line 2, strike out the words "eighty-five," and insert the words "eighty-six."

Section 10, line 2, insert the word "hereafter" before the word "appointed," and strike out the words "to succeed the present incumbent of that office."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Curtis	House	Locke, S. D.	Pratt
Baker	Dibble	Howe	Locke, L. R.	Priddy
Barnes	Dimmick	Howland	Maher	Roosevelt
Barager	Donnelly	Hubbell	McCabe	Scott
Beckwith	Donohue	Hunt	Nason	Seeber
Binder	Dreiss	Husted	Nelson	Shoemaker
Boynton	Ely	Johnson, G.R.	Noxon	Smith, W. E.
Briggs	Erwin	Jones	Odell	Sweet
Brown, C. W.	Garbutt	Joyce	Oliver	Taylor
Burns	Hall	Kelly	O'Neil	Tremper
Butler	Harpending	Kent	Osborne	Van Allen
Cady	Haskell	Kittle	Otis	Van Cott
Cartwright	Hawkins	Kneeland	Owen	Van Duzer
Childs	Heath	Kruse	Palmer	Veeder
Church	Hendricks	Lewis	Pierson	Zimmerman
Craig	Hodges			

Those who voted in the negative, were

Coffey	Earl	Farrell	Felter	Mullaney
Duffy				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 13, 1884. }

To the Assembly :

Pursuant to concurrent resolution of the Senate and Assembly, I herewith return, for amendment, Assembly bill No. 467, entitled "An act in relation to the office of surrogate of the county of New York."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Dimmick	Howland	McCabe	Roche
Barnes	Donohue	Hubbell	Murray	Roosevelt
Barager	Dreiss	Hunt	Nagle	Rosenthal
Beckwith	Earl	Husted	Nash	Scott
Binder	Ely	Jobes	Nason	Seeber
Boynton	Erwin	Johnson, G. R.	Nelson	Shoemaker
Briggs	Garbutt	Johnson, S. W.	Noxon	Sipp
Brown, C. W.	Geddes	Jones	Oliver	Sweet
Burns	Haggerty	Joyce	O'Neil	Taylor
Butler	Hall	Kent	Osborne	Tremper
Cady	Harpending	Kneeland	Otis	Van Allen
Cartwright	Hawkins	Kruse	Owen	Van Cott
Childs	Heath	Lewis	Palmer	Van Duzer
Church	Hendricks	Lindsay	Pierson	Welch
Curtis	Hodges	Littlejohn	Price	Whiteman
Darragh	Horton	Locke, S. D.	Priddy	Wilcox
Dean	Howe	Maher	Rice	Zimmerman
Dibble				

On motion of Mr. Roosevelt, and by unanimous consent, said bill was amended as follows :

Section 7, line 7, strike out the word "be," and substitute the words "the surrogate."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Darragh	Higgins	Lindsay	Pratt
Barnes	Dean	Hodges	Littlejohn	Priddy
Barager	Dibble	Horton	Maher	Rice
Beckwith	Dimmick	House	McCabe	Roche
Binder	Dreiss	Howe	McDonald	Roosevelt
Boynton	Duffy	Howland	Mullaney	Rosenthal
Briggs	Earl	Hubbell	Nash	Scott
Brown, C. W.	Erwin	Husted	Nason	Seeber
Burns	Farrell	Johnson, G. R.	Nelson	Shoemaker
Butler	Felter	Johnson, S. W.	Noxon	Sipp
Cady	Garbutt	Jones	Oliver	Sweet
Cartwright	Haggerty	Joyce	O'Neil	Taylor
Childs	Hall	Kelly	Osborne	Tremper
Church	Harpending	Kittle	Otis	Van Allen
Clarke	Hawkins	Kneeland	Owen	Van Cott
Coffey	Heath	Kruse	Palmer	Van Duzer
Curtis	Hendricks	Lewis	Pierson	Welch

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Roosevelt moved to reconsider the vote by which Assembly bill No. 759, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

{ AYES 52 }
{ NOES 48 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Kruse	Rice
Barnes	Dimmick	Howe	Locke, S. D.	Roosevelt
Barager	Ely	Howland	Maher	Seeber
Beckwith	Erwin	Hubbell	McCabe	Smith, W. E.
Brown, C. W.	Garbutt	Hunt	Miles	Tremper
Brown, J. H.	Harpending	Johnson, G. R.	Nelson	Van Duzer
Cady	Hawkins	Jones	Odell	Walrath
Cartwright	Heath	Kelly	O'Neil	Welch
Childs	Hendricks	Kent	Otis	Whiteman
Church	Higgins	Kneeland	Price	Wilcox
Craig	Hodges			

Those who voted in the negative, were

Baker	Dreiss	Kittle	Noxon	Rosenthal
Binder	Duffy	Lewis	Oliver	Shoemaker
Boynton	Earl	Lindsay	Osborne	Smith, C.
Briggs	Farnum	Littlejohn	Owen	Taylor
Burns	Farrell	Locke, L. R.	Palmer	Van Allen
Clarke	Felter	Mullaney	Pierson	Van Cott
Coffey	Haggerty	Murphy	Pratt	Veeder
Darragh	Hall	Nagle	Priddy	Westfall
Dean	Horton	Nash	Roche	Zimmerman
Dibble	Joyce	Nason		

The bill entitled "An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Harpending	Littlejohn	Pierson
Allen	Clinton	Haskell	Locke, S. D.	Pratt
Bailey	Craig	Hawkins	Locke, L. R.	Price
Baker	Curtis	Heath	Maher	Roche
Barnes	Darragh	Hendricks	McCabe	Rosenthal
Barager	Dean	Higgins	McDonald	Scott
Beckwith	Dibble	Hodges	Miles	Shoemaker
Binder	Dimmick	Horton	Murray	Smith, W. E.
Boynton	Dreiss	Johnson, G. R.	Nash	Taylor
Briggs	Erwin	Jones	Nason	Van Allen
Brown, C. W.	Farnum	Joyce	Nelson	Van Cott
Brown, J. H.	Felter	Kelly	Noxon	Van Duzer
Burns	Forsyth	Kent	Odell	Veeder
Cady	Garbutt	Kittle	Oliver	Whiteman

Cartwright	Geddes	Kneeland	Osborne	Wilcox
Childs	Haggerty	Lewis	Palmer	Zimmerman
Church	Hall	Lindsay		

Those who voted in the negative, were

Howe Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to tax gifts, legacies and collateral inheritances in certain cases," having been announced for a third reading,

Mr. Husted moved to insert the word "religious" after the word "charitable" wherever it occurs in said bill.

Mr. Haskell moved to amend said motion of Mr. Husted by adding the word "educational" after the word "religious" and before the word "institutions;" also, add after the word "institution," the words "bequests founding or in aid of public libraries."

Mr. Moore moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Haskell, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the affirmative.

{ AYES 45 {
 { NOES 44 }

Those who voted in the affirmative, were

Briggs	Haggerty	Kelly	Nason	Roosevelt
Brown, C. W.	Heath	Lindsay	Noxon	Sipp
Brown, J. H.	Hendricks	McCabe	Odell	Smith, W. E.
Burns	Higgins	McDonald	Olver	Taylor
Butler	Howe	Moore	Owen	Tremper
Childs	Hubbell	Mullaney	Palmer	Van Allen
Coffey	Hunt	Murphy	Pierson	Veeder
Dibble	Husted	Murray	Priddy	Walrath
Earl	Joyce	Nagle	Roche	Welch

Those who voted in the negative, were

Ackroyd	Dayton	Hodges	Lewis	Rosenthal
Baker	Dreiss	House	Littlejohn	Scott
Barnes	Ely	Howland	Locke, S. D.	Shoemaker
Boynton	Felter	Jackson	Miles	Sweet
Cady	Garbutt	Johnson, G. R.	Nash	Van Duzer
Cartwright	Hall	Jones	Osborne	Westfall
Church	Harpending	Kent	Pratt	Whiteman
Craig	Haskell	Kneeland	Price	Zimmerman
Curtis	Hawkins	Kruse	Rice	

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 42 }
 { NOES 63 }

Those who voted in the affirmative, were

Boynton	Dreiss	Kelly	Noxon	Scott
Briggs	Erwin	Kruse	Oliver	Seeber
Brown, C. W.	Farnum	Littlejohn	Otis	Sipp
Burns	Forsyth	McCabe	Price	Smith, C.
Butler	Garbutt	Murphy	Priddy	Taylor
Cartwright	Haggerty	Murray	Roche	Van Duzer
Childs	Hall	Nagle	Roosevelt	Welch
Coffey	Horton	Nash	Rosenthal	Wilcox
Dibble	Husted			

Those who voted in the negative, were

Ackroyd	Darragh	Hendricks	Kneeland	Pratt
Allen	Dimmick	Higgins	Lewis	Rice
Baker	Donohue	Hodges	Lindsay	Shoemaker
Barnes	Duffy	House	Locke, S. D.	Smith, W. E.
Beckwith	Earl	Howe	Miles	Sweet
Binder	Ely	Howland	Nash	Tremper
Brown, J. H.	Farrell	Hubbell	Nelson	Van Allen
Cady	Felter	Hunt	Odell	Van Cott
Church	Geddes	Jobs	Osborne	Walrath
Clarke	Harpending	Johnson, G. R.	Owen	Westfall
Clinton	Haskell	Jones	Palmer	Whiteman
Craig	Hawkus	Joyce	Pierson	Zimmerman
Curtis	Heath	Kent		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

Mr. Oliver offered, for the consideration of the House, a resolution in the words following :

Resolved, That the present order of business be suspended for the purpose of going into committee of the whole on the bill entitled "An act to secure inmates of institutions for the care of the poor freedom of worship."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 56 }
 { NOES 41 }

Those who voted in the affirmative, were

Ackroyd	Duffy	House	Miles	Osborne
Allen	Earl	Husted	Moore	Rice
Binder	Ely	Jackson	Mullaney	Roche
Brown, C. W.	Farnum	Jobs	Murphy	Roosevelt
Burns	Farrell	Jones	Murray	Rosenthal
Butler	Felter	Joyce	Nagle	Sipp
Clarke	Geddes	Kelly	Nason	Smith, W. E.
Coffey	Haggerty	Kent	Nelson	Van Cott
Darragh	Haskell	Kittle	Odell	Walrath
Dimmick	Higgins	Lindsay	Oliver	Welch
Donohue	Hodges	McDonald	O'Neil	Zimmerman
Dreiss				

Those who voted in the negative, were

Bailey	Curtis	Hawkins	Kneeland	Pratt
Baker	Dayton	Heath	Littlejohn	Price
Barnes	Dean	Horton	McCabe	Priddy
Beckwith	Dibble	Howe	Nash	Shoemaker
Boynton	Erwin	Howland	Noxon	Sweet
Brown, J. H.	Garbutt	Hubbell	Owen	Van Allen
Cady	Hall	Hunt	Palmer	Van Duzer
Cartwright	Harpending	Johnson, G. R.	Pierson	Westfall
Childs				

Mr. Scott moved to take from the table a resolution previously offered by him in the words following :

Resolved, That the vote by which Senate bill No. 268, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations, and to regulate the same'" was lost, be reconsidered.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 10 }

Those who voted in the affirmative, were

Ackroyd	Dean	House	Kruse	Roosevelt
Allen	Duffy	Howe	Lindsay	Rosenthal
Bailey	Earl	Howland	Littlejohn	Scott
Binder	Ely	Hubbell	Locke, L. R.	Seeber
Boynton	Erwin	Hunt	McCabe	Shoemaker
Briggs	Farnum	Husted	Nash	Sipp
Brown, C. W.	Garbutt	Jackson	Odell	Smith, W. E.
Butler	Haggerty	Jones	Osborne	Sweet
Cartwright	Hall	Joyce	Otis	Taylor
Childs	Haskell	Kelly	Owen	Tremper
Church	Hawkins	Kent	Palmer	Van Allen
Coffey	Heath	Kittle	Price	Whiteman
Curtis	Hendricks	Kneeland	Priddy	Zimmerman
Darragh	Hodges			

Those who voted in the negative, were

Baker	Brown, J. H.	Cady	Harpending	Nason
Barnes	Burns	Haggerty	Nagle	Van Cott

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 10 }

Those who voted in the affirmative, were

Ackroyd	Curtis	House	Locke, S. D.	Rice
Allen	Darragh	Howe	Locke, L. R.	Roche
Bailey	Dayton	Howland	McCabe	Roosevelt

Beckwith	Dibble	Hubbell	McDonald	Rosenthal
Binder	Dreiss	Husted	Moore	Scott
Boynton	Duffy	Jobs	Murphy	Seeber
Briggs	Ely	Jones	Nagle	Shoemaker
Brown, C. W.	Erwin	Joyce	Nash	Smith, W. E.
Butler	Garbutt	Kelly	Noxon	Smith, C.
Cady	Haggerty	Kent	O'Neil	Sweet
Cartwright	Hall	Kittle	Osborne	Taylor
Church	Hawkins	Kneeland	Otis	Van Allen
Clarke	Heath	Kruse	Owen	Van Duzer
Clinton	Hendricks	Lewis	Palmer	Veeder
Coffey	Higgins	Lindsay	Price	Whiteman
Craig	Hodges	Littlejohn	Priddy	Zimmerman

Those who voted in the negative, were

Baker	Brown, J. H.	Dimmick	Felter	Nason
Barnes	Burns	Donohue	Johnson, G. R.	Odell

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate sent for concurrence the bills entitled as follows:

"An act relating to the printing and publishing of part second of the new revision of the statutes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 567 of the Laws of 1871, entitled 'An act providing for the opening of new roads and avenues, and closing old highways, in the town of Flatbush, in Kings county,' " which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend chapter 783 of the Laws of 1873, entitled 'An act to incorporate the Atlantic Guarantee and Trust Company,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Church, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend chapter 584 of the Laws of 1869, entitled 'An act to create the Manhattan Eye and Ear Hospital in the city of New York,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Howe, and by unanimous consent, said bill was substituted for Assembly bill No. 766, now on the order of third reading of bills.

"An act appointing a trustee of the Liberty Normal Institute," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Childs, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act incorporating the Commercial Credit Guaranty Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Taylor, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act for the relief of certain persons engaged in the regular practice of dentistry," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Taylor, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to incorporate the Council of Delta Kappa Epsilon," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Cott, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Howe offered, for the consideration of the House, a resolution in the words following :

Resolved, That when the hour of six arrives, the House take a recess until eight o'clock, p. m.

Mr. Van Cott moved to amend that this session be continued until seven o'clock.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Van Cott, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Howe, and it was determined in the affirmative.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the following entitled bills :

"An act to provide for and define the public or legislative printing."

"An act to amend chapter 39 of the Laws of 1848, entitled 'An act to authorize the formation of gas companies.'"

"An act to amend chapter 367 of the Laws of 1882, entitled 'An act to restrict the formation of corporations under chapter 319 of the Laws of 1848, entitled An act to provide for the incorporation of benevolent, charitable, scientific and missionary societies,' and the acts amendatory thereof, and to legalize the incorporation of certain societies organized thereunder, and to regulate the same.'"

"An act to provide for the construction of an iron bridge over the Erie canal, at Prospect street, in the village of Medina, in the county of Orleans."

"An act in relation to the navigation of the Erie canal."

"An act to provide for the adjustment and payment for services and disbursements made and rendered for the Seneca Nation of Indians by Benjamin F. Congdon, while attorney for said nation."

"An act to amend chapter 566 of the Laws of 1869, entitled 'An act to reorganize the fire department of the city of Brooklyn.'"

Mr. Taylor offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill, printed No. 200, entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding, or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," and that the same do now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The hour of 6 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until eight o'clock.

EIGHT O'CLOCK, P. M.

The House again met.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to provide for the improvement of the Salmon river, and a branch of the same known as the Mad river, in the counties of Oswego, Lewis and Jefferson, and to make an appropriation therefor."

"An act to provide for a revision of the charter and ordinances of the city of Buffalo."

"An act to prevent obstruction of the highways by snow drifting."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills :

"An act requiring contracts for the conditional sale of personal property on credit to be filed in the town clerks' and other offices."

"An act in relation to infectious and contagious diseases of animals."

"An act to amend chapter 353 of the Laws of 1882, entitled 'An act to create a board of railroad commissioners, and to define and regulate its powers and duties.'"

"An act to permit the cutting and gathering of ice from the canals of the State by neighboring citizens for their own domestic use."

"An act appropriating money to pay certain awards made by the Canal Appraisers and the Board of Claims, with the interest thereon, and to pay counsel and witnesses employed and subpoenaed in behalf of the State."

"An act to provide for the compensation of members of the board of supervisors of the counties of Monroe, Orleans and Broome."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act for the relief of Mary A. Vandewater, administratrix of Henry Vandewater, deceased," with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate sent for concurrence the bill entitled as follows :

"An act to organize the Veteran Reserve of the National Guard of the State of New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

The Senate bill entitled "An act to amend chapter 584 of the Laws of 1869, entitled 'An act to create the Manhattan Eye and Ear Hospital in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	House	Murray]	Scott
Barager	Donnelly	Howland	Nagle	Shoemaker
Beckwith	Donohue	Husted	Nash	Smith, C.
Binder	Duffy	Jones	Nelson	Taylor
Boynton	Earl	Joyce	Noxon	Tremper
Brown, C. W.	Ely	Kelly	Odell	Van Allen
Burns	Erwin	Kruse	Oliver	Van Cott
Butler	Farnum	Lewis	O'Neil	Van Duzer
Cady	Farrell	Lindsay	Osborne	Veeder
Cartwright	Felter	Littlejohn	Otis ^a	Walrath
Childs	Garbutt	Locke, S. D.	Owen	Whiteman
Church	Haskell	Locke, L. R.	Pierson	Wilcox
Clapp	Hawkins	McCabe	Rice	Zimmerman
Coffey	Heath	Mullaney	Roche	Speaker
Curtis	Higgins	Murphy	Rosenthal	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to provide for and define the public or legislative printing," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Hodges	Mullaney	Roche
Barnes	Dibble	House	Murphy	Rosenthal
Barager	Donohue	Howe	Murray	Scott
Beckwith	Duffy	Howland	Nagle	Shoemaker
Binder	Earl	Husted	Nash	Sipp
Boynton	Ely	Johnson, G. R.	Nelson	Smith, C.
Brown, C. W.	Erwin	Jones	Noxon	Sweet
Brown, J. H.	Farnum	Joyce	Odell	Tremper
Burns	Farrell	Kelly	Oliver	Van Allen
Butler	Felter	Kent	O'Neil	Van Cott
Cady	Garbutt	Kittle	Osborne	Van Duzer
Cartwright	Geddes	Kruse	Otis	Veeder
Childs	Haggerty	Lewis	Owen	Walrath
Church	Haskell	Lindsay	Pierson	Westfall
Clapp	Hawkins	Littlejohn	Pratt	Whiteman
Coffey	Heath	Locke, S. D.	Priddy	Zimmerman
Craig	Hendricks	Locke, L. R.	Rice	Speaker
Curtis	Higgins	McCabe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 122 of the Laws of 1883, entitled 'An act to provide for voting by ballot at town meetings on propositions to raise money by tax,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Curtis	Hendricks	Locke, S. D.	Priddy
Baker	Darragh	Higgins	McCabe	Rice
Barnes	Dibble	Hodges	Mullaney	Roche
Barager	Donnelly	House	Murphy	Rosenthal
Beckwith	Donohue	Howe	Murray	Scott
Binder	Dreiss	Howland	Nagle	Shoemaker
Boynton	Duffy	Husted	Nash	Smith, C.
Brown, C. W.	Ely	Johnson, G. R.	Nelson	Sweet
Brown, J. H.	Erwin	Jones	Noxon	Taylor
Burns	Farnum	Joyce	Odell	Tremper
Butler	Farrell	Kelly	Oliver	Van Allen
Cady	Felter	Kent	O'Neil	Van Cott
Cartwright	Garbutt	Kittle	Osborne	Van Duzer
Childs	Haggerty	Kruse	Otis	Veeder
Church	Hall	Lewis	Owen	Walrath
Clapp	Hawkins	Lindsay	Pierson	Whiteman
Coffey	Heath	Littlejohn	Pratt	Speaker
Craig				

For the negative,
Westfall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate the sale and manufacture of metallic wares in this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 37 }

Those who voted in the affirmative, were

Allen	Coffey	Felter	Mullaney	Rosenthal
Baker	Craig	Geddes	Murphy	Smith, W. E.
Barnes	Curtis	Hawkins	Murray	Smith, C.
Binder	Dibble	House	Nagle	Sweet
Brown, J. H.	Dimmick	Husted	Nash	Taylor
Burns	Donnelly	Jobes	Odell	Van Cott
Butler	Donohue	Joyce	Oliver	Veeder
Cady	Duffy	Kelly	Owen	Walrath
Cartwright	Earl	Lindsay	Palmer	Welch
Childs	Ely	McCabe	Rice	Whiteman
Church	Erwin	McDonald	Roche	Wilcox
Clarke	Farrell			

Those who voted in the negative, were

Bailey	Garbutt	Johnson, G. R.	Nelson	Scott
Barager	Haggerty	Jones	Noxon	Seeber
Beckwith	Heath	Kittle	O'Neil	Shoemaker
Boynton	Hendricks	Kruse	Osborne	Tremper
Brown, C. W.	Hodges	Lewis	Otis	Van Allen
Clapp	Howe	Littlejohn	Pierson	Van Duzer
Dean	Howland	Locke, S. D.	Roosevelt	Westfall
Farnum	Hubbell			

Mr. Donohue moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

Mr. Husted moved to lay the order of third reading of bills upon the table for the purpose of taking up the order of reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Van Cott, Int. No. 1135, entitled "An act to amend the Code of Civil Procedure" (subdiv. 2, § 3307), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the bill introduced by Mr. Clinton, Int. No. 1132, entitled "An act authorizing James C. Strong, Esq., to act as attorney for the Seneca Nation of Indians, in certain cases," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act for the relief of the heirs at law of Mijamin Griswold, deceased, Jesse Owen and Henry Baker, and to authorize the board of auditors of the town of Chemung, Chemung county, to audit and allow the claims of Jesse Owen and Henry Baker, survivors of Mijamin Griswold, bridge commissioners of the town of Chemung, for expenses incurred in constructing and repairing the suspension bridge across the Chemung river, in the town of Chemung, and to levy a tax for the amount thereof," reported in favor of the passage of the same, with amendments, and the title amended so as to read "An act for the relief of the heirs at law of Mijamin Griswold, deceased, Jesse Owen and Henry Baker, survivors of Mijamin Griswold, bridge commissioners of the town of Chemung, for expenses incurred in constructing and repairing the suspension bridge across the Chemung river, in the town of Chemung," which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Penal Code" (§ 276), reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Husted, and by unanimous consent, said bill was ordered to a third reading.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to abolish imprisonment on final judgment in civil actions," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted moved that the House do now go into the committee of the whole on said bill.

Mr. Westfall moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Westfall, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Husted, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend the Penal Code" (§ 317), reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Husted, from a select committee, to which was referred the Senate bill No. 278, entitled "An act to create a forest commission for the State of New York, and making an appropriation therefor," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. Husted moved that said bill do now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Horton, Int. No. 483, entitled "An act to repeal the charter of the village of Panama, in the county of Chautauqua," passed March 21, 1861" reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the bill introduced by Mr. Horton, Int. No. 1038, entitled "An act to amend an act amending the charter of the village of Westfield," reported in favor of the passage of the same, which report was agreed to and said bill committed to the committee of the whole.

Mr. Noxon, from the committee on affairs of villages, to which was referred the Senate bill entitled "An act to amend section 21, chapter 125, Laws of 1874, entitled 'An act to provide for the establishment of a system of graded schools in the village of Ithaca,'" reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Cady, and by unanimous consent, said bill was ordered to a third reading.

Mr. Heath, from the committee on military affairs, to which was referred the Senate bill entitled "An act to incorporate the Veteran Military Association, Seventy-first regiment, National Guard, State of New York," reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, said bill was ordered to a third reading.

Mr. Heath, from the committee on military affairs, to which was referred the Senate bill entitled "An act to incorporate the Uniformed Veterans of the Twenty-third regiment, Fourth brigade, Second division, National Guard, State of New York," reported in favor of the passage of the same, with an amendment, which report was agreed to.

On motion of Mr. Heath, and by unanimous consent, said bill was ordered to a third reading.

Mr. Dayton, from the sub-committee of the whole, submitted a report ; which was laid upon the table and ordered printed.

(See Doc. No.)

Mr. Littlejohn, from the committee on ways and means, reported a bill entitled "An act relating to investments of the moneys belonging to the United States Deposit Fund," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Coffey	Higgins	Murray	Rice
Baker	Craig	Hodges	Nagle	Roche
Barnes	Curtis	Horton	Nash	Roosevelt
Barager	Dibble	House	Nelson	Rosenthal
Beckwith	Dimmick	Howland	Noxon	Scott
Binder	Donnelly	Hubbell	Odell	Seeber
Boynton	Duffy	Jobes	Oliver	Shoemaker
Brown, C. W.	Earl	Johnson, G. R.	O'Neil	Sipp
Brown, J. H.	Ely	Joyce	Osborne	Smith, W. E.
Burns	Erwin	Kelly	Otis	Smith, C.
Butler	Felter	Littlejohn	Owen	Taylor
Cady	Forsyth	Locke, S. D.	Palmer	Van Allen
Cartwright	Garbutt	Locke, L. R.	Pierson	Van Duzer
Church	Hall	McCabe	Pratt	Veeder
Clarke	Haskell	Mullaney	Priddy	Zimmerman
Clapp	Hawkins	Murphy		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Littlejohn, from the committee on ways and means, reported a bill entitled "An act making an appropriation for continuing work on the Capitol and for the purchase of material therefor," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Haggerty moved that the House do now go into committee of the whole on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole, and proceeded to the consideration of said bill, and after some time spent therein, Mr. Cartwright, from said committee, reported progress on said named bill, and asked leave to sit again.

Mr. Boynton moved that the committee of the whole be discharged from the further consideration of said bill, and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, Int. No. 617, entitled "An act to authorize the Commissioners of the Land Office to lease land in Hamilton county to Frank H. Stott," and the same was ordered to a third reading.

Mr. Littlejohn, from the committee on ways and means, to which was referred the Senate bill entitled "An act to direct the Commissioners of the Land Office to convey certain premises situate at Binghamton, New York, to the Susquehanna Valley Home and Industrial School for Indigent Children," reported in favor of the passage of the same, which report was agreed to.

On motion of Mr. Littlejohn, and by unanimous consent, said bill was ordered to a third reading.

Mr. Hunt, from the committee on internal affairs, to which was referred the Senate bill entitled "An act providing for the return to the proper counties of undischarged paupers who have or shall have escaped therefrom," reported in favor of the passage of the same, with amendments, which report was agreed to and said bill restored to its place on the order of third reading of bills.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print three thousand copies of the Report and Evidence submitted to the committee on public health of the Senate, in relation to the Adulteration of Dairy Products, reported in favor of the adoption of the following resolution, as amended :

Resolved (if the Assembly concur), That there be printed one thousand copies of the Report and Evidence submitted by the committee on public health to the Senate on March 21st, as to the Adulteration of Dairy Products, for the use of the Legislature.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Curtis	Higgins	Locke, S. D.	Rice
Barnes	Dean	Hodges	Locke, L. R.	Roche
Barager	Dibble	Howland	McCabe	Rosenthal
Binder	Dimmick	Hubbell	Mullaney	Seeber
Boynton	Donnelly	Husted	Murphy	Shoemaker
Brown, C. W.	Duffy	Jobes	Murray	Sipp
Brown, J. H.	Earl	Johnson, S. W.	Nagle	Smith, W. E.
Cady	Erwin	Jones	Nash	Sweet
Cartwright	Farnum	Joyce	Noxon	Van Allen
Childs	Forsyth	Kelly	Odell	Veeder
Church	Garbutt	Kittle	Oliver	Walrath
Clarke	Hall	Kneeland	Osborne	Welch
Clapp	Hasbrouck	Kruse	Otis	Whiteman
Clinton	Haskell	Lewis	Owen	Wilcox
Coffey	Hawkins	Lindsay	Priddy	Zimmerman
Craig				

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. L. R. Locke, from the committee on public printing, to which was referred the resolution to print 1723 copies of the New York Civil List for the year 1884, reported in favor of the adoption of the following resolution :

Resolved (if the Senate concur), That there be printed one thousand seven hundred and twenty-three (1,723) copies of the New York Civil List for the year 1884, ten of which shall be for each member of this Legislature, and one for each officer and reporter of the Senate and Assembly, the same to be paid for at the rate of two dollars and fifty cents per copy.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Coffey	Hall	Lewis	Rice
Bailey	Craig	Haskell	Lindsay	Roche
Baker	Darragh	Hawkins	Littlejohn	Roosevelt
Barnes	Dean	Higgins	Locke, L. R.	Rosenthal
Barager	Dibble	House	Mullaney	Seeber
Binder	Dimmick	Howland	Murphy	Sipp
Boynton	Donnelly	Hubbell	Murray	Smith, W. E.
Brown, C. W.	Duffy	Jobes	Nagle	Sweet
Burns	Earl	Johnson, G. R.	Noxon	Taylor
Butler	Ely	Jones	Odell	Van Allen
Cady	Farnum	Joyce	Oliver	Veeder
Childs	Garbutt	Kelly	Osborne	Walrath
Church	Geddes	Kittle	Owen	Whiteman
Clarke	Haggerty			

Those who voted in the negative, were

Cartwright	Pratt	Priddy	Scott	Westfall
Dayton				

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the concurrent resolution that a respectful message be sent to the Governor requesting the return, for amendment, of Assembly bill (not printed), entitled "An act to amend the charter of the Foundling Asylum of the Sisters of Charity in the city of New York by changing its corporate name," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate bill entitled "An act providing for the return to the proper county of undischarged paupers who have or shall have escaped therefrom," having been announced for a third reading,

Mr. Cady moved to amend said bill by striking out all after the enacting clause, and inserting the following :

"SECTION 1. Whenever any undischarged pauper inmate of any county poor-house, whose support is legally chargeable to such county by reason of his legal settlement therein, shall escape into any other county, the superintendents of the poor of the latter county may return such pauper to the poor-house from which he so escaped ; and whenever such superintendent shall have so returned such pauper, the said

pauper shall, from the time of such return, be supported by and at the expense of the county from which he so escaped; provided, however, that if such pauper shall, after his escape, have acquired a legal settlement in any other county he shall not be returned, and such latter county shall be liable for his support.

“§ 2. This act shall take effect immediately.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Hall moved the previous question.

Mr. Speaker put the question, “Shall the main question be now put?” and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 26 }
{ NOES 41 }

Those who voted in the affirmative, were

Allen	Horton	Kittle	Murray	Smith, W. E.
Beckwith	Howe	Kruse	Noxon	Van Allen
Clarke	Johnson, G. R.	Lewis	O'Neil	Van Duzer
Craig	Jones	Littlejohn	Roosevelt	Walrath
Dibble	Joyce	Murphy	Seeber	Whiteman
Hawkins				

Those who voted in the negative, were

Baker	Dayton	Hodges	McDonald	Roche
Binder	Dimmick	House	Nagle	Scott
Boynton	Donnelly	Howland	Nash	Shoemaker
Brown, J. H.	Donohue	Jobes	Odell	Sipp
Cady	Earl	Lindsay	Oliver	Sweet
Childs	Felter	Locke, S. D.	Owen	Veeder
Church	Haggerty	Locke, L. R.	Pierson	Westfall
Clinton	Higgins	McCabe	Priddy	Wilcox
Coffey				

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 716, entitled “An act relating to the discharge of the duties of the surrogate of the county of Kings, in case of a vacancy in the office, or the disqualification or disability of the surrogate,” and the same was ordered to a third reading.

The Senate “Concurrent resolution proposing an amendment to section 11 of article 8 of the Constitution, prohibiting the loan or use of public money for private purposes, and restricting the indebtedness of counties, cities, towns and villages,” was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Bailey	Craig	Higgins	Lindsay	Pierson
Baker	Curtis	Hodges	Littlejohn	Price
Barnes	Darragh	Horton	McCabe	Priddy
Beckwith	Dibble	House	Mullaney	Scott
Binder	Dimmick	Howe	Murphy	Seeber
Boynton	Donnelly	Howland	Murray	Shoemaker
Brown, C. W.	Duffy	Husted	Nash	Sipp
Burns	Earl	Jobs	Noxon	Smith, W. E.
Butler	Farnum	Jones	Odell	Sweet
Cady	Felter	Joyce	Oliver	Taylor
Cartwright	Garbutt	Kelly	O'Neil	Tremper
Childs	Haggerty	Kent	Osborne	Van Allen
Church	Hall	Kittle	Otis	Veeder
Clarke	Hawkins	Kruse	Owen	Walrath
Clapp	Heath	Lewis	Palmer	Speaker
Coffey	Hendricks			

Those who voted in the negative, were

Dayton Moore

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for submitting a proposed amendment to the Constitution to the electors of the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Darragh	Higgins	Littlejohn	Pierson
Baker	Dean	Hodges	Locke, S. D.	Roosevelt
Barnes	Dibble	House	McCabe	Rosenthal
Barager	Dimmick	Howe	Moore	Scott
Beckwith	Donnelly	Howland	Mullaney	Seeber
Binder	Donohue	Hubbell	Murphy	Shoemaker
Boynton	Duffy	Husted	Murray	Sipp
Brown, C. W.	Erwin	Jobs	Nagle	Smith, W. E.
Burns	Farnum	Johnson, G.R.	Nelson	Sweet
Cartwright	Felter	Jones	Noxon	Taylor
Church	Forsyth	Joyce	Odell	Tremper
Clarke	Garbutt	Kelly	Oliver	Van Allen
Clapp	Haggerty	Kent	O'Neil	Van Cott
Clinton	Hall	Kittle	Osborne	Van Duzer
Coffey	Hawkins	Kruse	Otis	Veeder
Craig	Heath	Lewis	Owen	Walrath
Curtis	Hendricks	Lindsay	Palmer	Welch

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for the repavement of Fifth avenue in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

Bailey	Craig	Hendricks	Lindsay	Pierson
Baker	Curtis	Higgins	Littlejohn	Priddy
Barnes	Dayton	Hodges	Locke, S. D.	Roosevelt
Barager	Dean	House	Locke, L. R.	Rosenthal
Beckwith	Dimmick	Howe	McCabe	Scott
Boynton	Donnelly	Howland	McDonald	Seeber
Briggs	Donohue	Hubbell	Moore	Shoemaker
Brown, C. W.	Duffy	Husted	Murphy	Sipp
Butler	Ely	Jackson	Nash	Sweet
Cady	Farnum	Jobs	Noxon	Taylor
Cartwright	Forsyth	Jones	Odell	Tremper
Childs	Geddes	Joyce	Oliver	Van Allen
Church.	Haggerty	Kelly	O'Neil	Veeder
Clarke	Hall	Kent	Osborne	Westfall
Clapp	Haskell	Kittle	Otis	Wilcox
Clinton	Hawkins	Lewis	Palmer	Zimmerman

Those who voted in the negative, were

Burns	Coffey	Mullaney
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Haskell, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows :

"An act making an appropriation for continuing work on the Capitol, and for the purchase of material therefor."

Mr. Ely moved that said bill be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Roosevelt moved that this House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Dayton moved to take from the table the motion to reconsider the vote by which Assembly bill No. 759, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

{ AYES 57 }
{ NOES 42 }

Those who voted in the affirmative, were

Bailey	Donnelly	Horton	Nagle	Rosenthal
Baker	Donohue	Husted	Nash	Scott
Binder	Duffy	Jobes	Noxon	Shoemaker
Boynton	Earl	Kittle	Oliver	Sipp
Burns	Farnum	Lewis	Osborne	Smith, C.
Clarke	Farrell	Lindsay	Owen	Sweet
Clinton	Felter	Littlejohn	Palmer	Taylor
Coffey	Forsyth	Locke, L. R.	Pierson	Van Allen
Darragh	Haggerty	Mullaney	Pratt	Van Cott
Dayton	Hall	Murphy	Priddy	Veeder
Dean	Haskell	Murray	Roche	Westfall
Dibble	Heath			

Those who voted in the negative, were

Barnes	Curtis	House	Kent	Roosevelt
Barager	Dimmick	Howe	Kruse	Seeber
Beckwith	Ely	Howland	Locke, S. D.	Smith, W. E.
Brown, C. W.	Garbutt	Hubbell	Nelson	Tremper
Cady	Geddes	Johnson, G. R.	Odell	Walrath
Childs	Hawkins	Jones	O'Neil	Welch
Church	Hendricks	Joyce	Otis	Whiteman
Clapp	Higgins	Kelly	Rice	Wilcox
Craig	Hodges			

Mr. Hunt moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 45 }
{ NOES 56 }

Those who voted in the affirmative, were

Barager	Dimmick	Howe	McCabe	Smith, W. E.
Beckwith	Ely	Howland	Nelson	Tremper
Brown, C. W.	Geddes	Hubbell	Odell	Van Allen
Cartwright	Hawkins	Hunt	O'Neil	Van Duzer
Childs	Heath	Jackson	Osborne	Walrath
Church	Hendricks	Johnson, G. R.	Otis	Welch
Clapp	Higgins	Jones	Rice	Whiteman
Craig	Hodges	Kent	Roosevelt	Wilcox
Curtis	House	Kruse	Seeber	Speaker

Those who voted in the negative, were

Bailey	Dibble	Haskell	Murphy	Roche
Baker	Donnelly	Horton	Murray	Rosenthal
Binder	Donohue	Husted	Nagle	Scott
Boynton	Duffy	Jobes	Nash	Shoemaker
Burns	Earl	Joyce	Noxon	Sipp
Cady	Farnum	Kittle	Oliver	Smith, C.
Clarke	Farrell	Lewis	Owen	Sweet
Clinton	Felter	Lindsay	Palmer	Taylor
Coffey	Forsyth	Littlejohn	Pierson	Van Cott
Darragh	Haggerty	Locke, L. R.	Pratt	Veeder
Dayton	Hall	Mullaney	Priddy	Westfall
Dean				

On motion of Mr. Earl, at 10 o'clock and 30 minutes, the House adjourned.

WEDNESDAY, MAY 14, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. W. W. Battershall.

On motion of Mr. Van Cott, the reading of the journal was dispensed with.

On motion of Mr. Van Cott, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 400, entitled "An act to authorize the Comptroller of the city of New York to adjust, settle and pay balances of salaries claimed to be unpaid to certain justices of the district courts of the city of New York," and the same was ordered to a third reading.

On motion of Mr. Van Cott, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill, No. 120, entitled "An act to incorporate the Grand Conservatory of Music of the city of New York," and the same was ordered to a third reading.

The Senate sent for concurrence the bills entitled as follows :

"An act to amend section 20 of title 3 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to provide for the publication of the proceedings of the celebration of the Centennial Anniversary of the Board of Regents, to be held in July, 1884, and for the distribution thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend the Code of Civil Procedure " (subd. 2, § 3307), which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Cott, said bill was substituted for Assembly bill, Int. No. 1135, now on the order of third reading of bills.

"An act to regulate the practice of medicine and surgery in the State of New York by Indians on the reservations thereof," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Kruse, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to amend the Code of Civil Procedure " (§ 1008), which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,' " which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Husted, said bill was substituted for the Assembly bill on the same subject, now on the order of third reading of bills.

The Senate returned the following entitled bills:

"An act to authorize the board of fire commissioners of the city of New York to inquire into and determine the claim of George Nunn to be placed upon the pension-roll of the fire department of said city."

"An act to amend and supplement chapter 292 of the Laws of 1865, entitled 'An act to provide for the promotion of public health and for draining and reclaiming overflowed and wet lands adjoining the Indian river in the counties of Jefferson and St. Lawrence.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Assembly bill No. 414, entitled "An act for the relief of Bernard A. Collins, as administrator with the will annexed of the goods, chattels and credits of Jerome J. Collins, deceased, who perished in the Arctic with DeLong," with a message that they have concurred in the passage of the same, as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The bill entitled "An act to amend chapter 284 of the Laws of 1874, entitled 'An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hawkins	Littlejohn	Owen
Allen	Darragh	Heath	Locke, S. D.	Pierson
Barnes	Dean	Hendricks	Locke, L. R.	Priddy
Barager	Dibble	Hodges	Maher	Rice
Beckwith	Duffy	Hooley	Mullaney	Roche
Binder	Earl	Howland	Murphy	Scott
Boynnton	Ely	Hubbell	Nagle	Seeber
Brown, C. W.	Farnum	Hunt	Nash	Shoemaker
Burns	Farrell	Husted	Nason	Sweet
Butler	Felter	Johnson, G. R.	Nelson	Taylor
Cartwright	Garbutt	Jones	Noxon	Tremper
Clarke	Geddes	Joyce	Odell	Van Allen
Clapp	Haggerty	Kelly	Oliver	Van Cott
Clinton	Hall	Kittle	O'Neil	Veeder
Coffey	Hasbrouck	Lewis	Osborne	Walrath
Craig	Haskell	Lindsay	Otis	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to extend and define the powers of the Collateral Loan Association," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 5, after the word "property," insert the words "of every kind."

After section 1, add the following new sections:

“§ 2. The mayor of any of the cities of the State of New York shall issue a license authorizing said association to carry on the business of loaning money on the pledge of safe securities of every kind. Such association shall, on the receipt of such license, pay therefor the sum of \$500 for the use to the city yearly; and such license shall expire one year from the date thereof, and shall be renewed on application each and every year on payment of the same sum.

“§ 3. The capital of said association shall be raised by subscription, and shall be \$50,000, with power to increase the same to an amount not exceeding \$500,000 in shares of \$100 each.

“§ 4. When \$50,000 shall have been duly subscribed, and \$10,000 thereof actually paid in, the stockholders may organize and proceed to business.

“§ 5. The charge on loans for interest need not be uniform, but may be regulated by the association; but it shall in no case exceed two and one-half per cent per month, or any portion of a month, for the first six months, and one and one-half per cent per month for each succeeding month upon any loan not exceeding the sum of \$100, or than one and one-half per cent per month for the first six months, and three-quarters per cent per month for each succeeding month on any loan exceeding the sum of \$100.

“§ 6. When the association has disposable funds, it may loan on all securities offered, embraced within its rules and regulations in the order in which they are offered.

“§ 7. The government of the association shall be in nine directors to be chosen annually by the stockholders, and the board thus created shall elect one of their number president and shall appoint such other officers as it may deem necessary.

“§ 8. All loans shall be on a time and not over one year, and the pawnor shall have a right to redeem his property pledged within the specified period, on payment of the loan and rate of compensation to the time of the offer to redeem.

“§ 9. If the property pledged is not redeemed when the same shall have been one year in the possession of the corporation after the time for redemption has expired, then such corporation may sell such pawn or pledge, and such sale shall be at public auction and shall be conducted by licensed auctioneers.

“§ 10. Notice of every such sale shall be published for at least three days previous thereto in at least two of the daily newspapers of the city in which the loan was made, and such notice shall specify the time and place at which such sale is to take place, the name of the auctioneer by whom the same is to be conducted and a description of the goods or articles to be sold.

“§ 11. The surplus money, if any, arising from any such sale, after deducting the amount of the loan, the interest then due on the same, and the expenses of the advertisement and sale, shall be paid over by the corporation to the person who would be entitled to redeem the pledge in case no such sale had taken place.

“§ 12. This corporation shall keep a book in which shall be fairly written, at the time of each loan, an account and description of the goods, articles or things pawned or pledged, and the amount of money loaned thereon, the time of pledging the same, the rate of interest to be paid thereon, and the name and residence of the person pawning or pledging the said goods, articles or things.

"§ 13. This corporation shall at the time of each loan deliver to the person pawning or pledging any goods, article or thing, a memorandum or note signed by its duly authorized agent containing the substance of the entry required to be made in its book by the last preceding section, and no charge shall be made or received for any such entry, memorandum or note.

"§ 14. The mayor of any city in which the association shall carry on business shall have power to investigate any charges against the association, and shall have full power and authority to impose fines and penalties of not less than \$25 nor more than \$100 upon this corporation for offending against any or either of the foregoing sections for each and every offense, and also to suspend the license of such corporation until the same shall be paid to him.

"§ 15. The whole sum earned each year shall be disposed of at the end of the year; the earnings divided among the stockholders, however, shall not exceed in the aggregate ten per cent per annum, and the balance, if any, shall be divided equally between the Children's Aid Society of the city of New York, the Society for the Prevention of Cruelty to Children of said city, and the Catholic Protectory of Westchester county, State of New York.

"§ 16. The stockholders of said association may establish such by-laws, rules and regulations for conducting the business of said association as they may deem necessary and not inconsistent with the laws of this State.

"§ 17. The said association is hereby authorized to invest in the bonds and securities of this State, or of any of its cities or of the United States, such portion of its capital as is not employed in its regular loans.

"§ 18. The stock of said association shall be transferable only on the books of said association at the principal office thereof.

"§ 19. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

"§ 20. This act shall take effect immediately."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Howland	Mullaney	Roosevelt
Bailey	Dibble	Hubbell	Nagle	Rosenthal
Barnes	Dimmick	Husted	Nash	Seeber
Boyce	Donnelly	Jackson	Noxon	Shoemaker
Briggs	Duffy	Jobes	Odell	Sipp
Brown, C. W.	Earl	Jones	Oliver	Smith, W. E.
Burns	Ely	Joyce	O'Neil	Smith, C.
Butler	Erwin	Kelly	Osborne	Taylor
Cady	Felter	Kittle	Otis	Tremper
Cartwright	Garbutt	Lewis	Owen	Van Allen
Church	Hall	Lindsay	Palmer	Van Cott
Clarke	Harpending	Littlejohn	Pierson	Veeder
Clapp	Hawkins	Maher	Priddy	Whiteman
Clinton	Heath	McCabe	Rice	Wilcox
Craig	Higgins	Miles	Roche	Zimmerman
Darragh	Hooley			

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have concurred in their amendments.

The bill entitled "An act to amend the Revised Statutes relative to the assessment and collection of taxes in certain cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 35 }
{ NOES 35 }

Those who voted in the affirmative, were

Bailey	Clinton	Farnum	Husted	Locke, S. D.
Beckwith	Coffey	Farrell	Johnson, G.R.	Osborne
Binder	Craig	Geddes	Joyce	Priddy
Burns	Curtis	Haggerty	Kelly	Seeber
Butler	Dean	Hasbrouck	Kent	Van Allen
Childs	Earl	Howland	Kittle	Westfall
Church	Erwin	Hunt	Lewis	Wilcox

Those who voted in the negative, were

Ackroyd	Dibble	Kneeland	Otis	Taylor
Allen	Ely	Lindsay	Owen	Van Cott
Boynton	Felter	Littlejohn	Pierson	Van Duzer
Briggs	Garbutt	Nelson	Rice	Veeder
Brown, C. W.	Hall	Noxon	Scott	Walrath
Brown, J. H.	Hodges	Odell	Shoemaker	Whiteman
Cartwright	Hubbell	Oliver	Sipp	Zimmerman

The Senate returned the concurrent resolution relative to a survey by the State Engineer and Surveyor of the low lands along the line of Flint creek, in the towns of Gorham and Potter, in the counties of Ontario and Yates, with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act in relation to sewers and drainage in the city of Brooklyn."

"An act to amend section 1 of chapter 305 of the Laws of 1880, entitled 'An act to authorize and facilitate the construction and improvement of sidewalks in the streets of unincorporated villages, and the application of highway labor thereto.'"

"An act to provide for the erection of an iron foot-bridge over the Champlain canal in the village of Whitehall."

"An act to authorize the Commissioners of the Land Office to grant and convey to Robert Schroeder certain lands in Franklin county."

"An act to authorize the raising and expenditure of money for improving the condition of streets and avenues in the city of Brooklyn."

"An act to enable the city of Brooklyn to pay its arrearage of county taxes."

"An act to establish a State board of pharmacy, and to regulate the practice of pharmacy throughout the State of New York, except in the counties of New York, Kings and Erie."

"An act for the relief of the graduates of the College of Physicians and Surgeons of Buffalo."

"An act to amend chapter 346 of the Laws of 1878, entitled 'An act relative to the collection of taxes and assessments in the city of Brooklyn.'"

"An act for the construction of drains to drain the basement of the Buffalo State Asylum for the Insane, and for relaying the concrete flooring in the basement of said asylum, and for replacing the tile flooring in the kitchen of said asylum with flagging, and for the construction of tram-ways from the kitchen through the basement of said asylum, to be used in running the vans required in the distribution and carriage of the food from the kitchen to the various dining-room elevators in said asylum, and to make an appropriation therefor."

"An act to amend an act entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' passed July 1, 1882."

"An act authorizing the Comptroller of the State to foreclose a mortgage and sell certain lands and premises."

"An act in relation to declaring certain contracts for the sale, purchase or transfer of personal property, to be construed as bets or wagers under the operation of the Penal Code."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled 'An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," having been announced for a third reading,

On motion of Mr. Taylor, and by unanimous consent, said bill was amended as follows:

Section 2, line 5, after the word "cast," insert the words "from any boat or vessel."

Same section, line 35, after the word "debtors," strike out the words "and the said inspectors shall have power, in their discretion, to remit the fines or penalties incurred under this act."

Section 3, line 25, after the word "thereof," strike out all down to and including the words "New York" in line 27.

Section 4, line 3, change section 6 to section 4.

Same section, line 14, after the word "said," insert the word "five."

Same section, line 26, change the words "eighty-five" to "eighty-four."

Section 5, after "§ 5," strike out all down to and including the word "and," in line 5.

Change section 6 to section 7.

Same section, line 4, change section 7 to section 5.

Insert as section 6 the following :

"§ 6. Immediately after the passage of this act, the Governor, by and with the advice and consent of the Senate, shall appoint one citizen, to be chosen in the same manner as hereinbefore provided, and from the political party opposed to that represented by the present shore inspector, who, together with the said shore inspector, shall, for all intents and purposes, be deemed to be the two inspectors first appointed under this act."

Change section 7 to section 8.

Add to section 8 the words "but nothing herein contained shall be construed to diminish any of the powers, rights, duties and responsibilities of the present shore inspector during the term for which he was appointed, except so far as those of the other inspector to be appointed may be equal and co-extensive therewith, as hereinbefore provided."

Change section 8 to section 9.

Amend the title so as to read as follows:

"An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled 'An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to provide for the better accomplishment of the objects of said act."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, L. R.	Roche
Allen	Dibble	Hodges	Maher	Seeber
Barnes	Dimmick	Hooley	Nash	Shoemaker
Beckwith	Duffy	Howe	Nason	Sipp
Binder	Earl	Howland	Nelson	Smith, C.
Boynton	Erwin	Hubbell	Noxon	Sweet
Briggs	Farnum	Husted	Odell	Taylor
Brown, C. W.	Farrell	Jobs	Oliver	Tremper
Brown, J. H.	Felter	Jones	O'Neil	Van Allen
Burns	Garbutt	Kelly	Osborne	Van Cott
Butler	Geddes	Kittle	Otis	Van Duzer
Cartwright	Haggerty	Kneeland	Owen	Veeder
Church	Harpending	Lewis	Pierson	Walrath
Coffey	Hasbrouck	Lindsay	Priddy	Welch
Craig	Heath	Littlejohn	Rice	Zimmerman
Curtis	Hendricks	Locke, S. D.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act prohibiting the sale or giving away of cigarettes to any minor under the age of fourteen years," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hasbrouck	Lindsay	Priddy
Allen	Craig	Hawkins	Littlejohn	Rice
Barnes	Curtis	Heath	Maher	Roche
Barager	Darragh	Hendricks	Mullaney	Rosenthal
Beckwith	Donohue	Higgins	Nash	Scott
Binder	Duffy	Hodges	Nason	Seeber
Boyce	Earl	Howland	Nelson	Shoemaker
Boynton	Ely	Hubbell	Noxon	Sipp
Briggs	Erwin	Husted	Odell	Taylor
Brown, C. W.	Farnum	Jackson	Oliver	Tremper
Brown, J. H.	Farrell	Johnson, G. R.	O'Neil	Van Allen
Burns	Felter	Jones	Osborne	Van Cott
Butler	Garbutt	Joyce	Otis	Van Duzer
Cady	Geddes	Kelly	Owen	Veeder
Cartwright	Haggerty	Kittle	Palmer	Westfall
Clarke	Hall	Kneeland	Pierson	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of non-resident tax payers who, or whose children or wards are, attendants at any free school," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 65 }
{ NOES 23 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haskell	Maher	Priddy
Bailey	Curtis	Hawkins	McCabe	Rice
Barager	Darragh	Higgins	Miles	Roosevelt
Boyce	Dean	Howland	Murray	Seeber
Brown, C. W.	Dibble	Hunt	Nash	Shoemaker
Brown, J. H.	Dimmick	Husted	Noxon	Tremper
Cady	Donohue	Jackson	Odell	Van Allen
Cartwright	Earl	Joyce	Oliver	Van Cott
Childs	Erwin	Kelly	O'Neil	Van Duzer
Church	Farnum	Kneeland	Osborne	Veeder
Clarke	Farrell	Kruse	Owen	Walrath
Clinton	Haggerty	Lindsay	Palmer	Whiteman
Coffey	Harpending	Locke, L. R.	Pierson	Wilcox

Those who voted in the negative, were

Barnes	Felter	Jobs	Locke, S. D.	Sipp
Boynton	Hall	Johnson, G. R.	Nagle	Smith, W. E.
Burns	Hasbrouck	Kittle	Otis	Sweet
Duffy	Hodges	Lewis	Scott	Zimmerman
Ely	Horton	Littlejohn		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" with a message that they have concurred in the passage of the same, with the following amendments :

Section 1, line 4, strike out the words "passed July first, eighteen hundred and eighty-two."

Add as section 3 the following :

"§ 3. The fourth subdivision of section 86 of the said act is hereby amended so as to read as follows :

"4. To prevent encroachments upon and obstructions to the streets, highways, roads and public places, not including parks, and to authorize and require the commissioner of public works to remove the same ; but they shall have no power to authorize the placing or continuing of any encroachment or obstruction upon any street or sidewalk, except the temporary occupation thereof during the erection or repair of a building on a lot opposite the same ; and except, also, that they may, by ordinance prescribing such terms and conditions as may be reasonable, provide for the use of portions of the streets or sidewalks for the public sale of newspapers and periodicals in such manner as to promote the public convenience."

Change section 3 (engrossed bill) to section 4.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Dimmick	Heath	Maher	Rice
Barnes	Donnelly	Hendricks	McCabe	Roche
Barager	Duffy	Horton	Murray	Rosenthal
Binder	Earl	Howland	Nagle	Seeber
Boyce	Ely	Hubbell	Nash	Shoemaker
Boynton	Erwin	Hunt	Nason	Sipp
Briggs	Farnum	Husted	Noxon	Sweet
Brown, C. W.	Farrell	Jackson	Odell	Taylor
Burns	Felter	Johnson, S. W.	Oliver	Tremper
Butler	Garbutt	Jones	O'Neil	Van Allen
Cartwright	Geddes	Joyce	Osborne	Van Cott
Church	Haggerty	Kelly	Otis	Van Duzer
Clapp	Hall	Kneeland	Owen	Veeder
Clinton	Harpending	Lindsay	Palmer	Walrath
Coffey	Haskell	Littlejohn	Pierson	Welch
Curtis	Hawkins	Locke, L. R.	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, *April 13, 1884.* }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 216, entitled "An act to amend chapter 200 of the Laws of 1873, entitled 'An act to amend the charter of the village of Addison, in the county of Steuben.'" "

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 87 }
} NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Higgins	Locke, L. R.	Roosevelt
Bailey	Dean	Hodges	Maher	Scott
Baker	Dibble	Horton	Murray	Seeber
Barnes	Dimmick	Howe	Nash	Shoemaker
Beckwith	Donnelly	Howland	Nason	Smith, W. E.
Binder	Earl	Husted	Noxon	Sweet
Boyce	Ely	Jackson	Odell	Taylor
Boynton	Erwin	Jobs	Oliver	Tremper
Briggs	Farnum	Johnson, G. R.	O'Neil	Van Allen
Brown, C. W.	Farrell	Jones	Osborne	Van Cott
Butler	Felter	Joyce	Otis	Van Duzer
Cady	Garbutt	Kelly	Owen	Veeder
Cartwright	Geddes	Kneeland	Palmer	Walrath
Childs	Haggerty	Kruse	Pierson	Welch
Church	Hall	Lindsay	Priddy	Whiteman
Clapp	Hawkins	Littlejohn	Rice	Wilcox
Craig	Heath	Locke, S. D.	Roche	Zimmerman
Curtis	Hendricks			

On motion of Mr. Craig, and by unanimous consent, the same was amended as follows :

Section 1, line 44, engrossed bill, after the first word "of," insert the words "the lands of George W. Wildrick to the east line of."

Section 9, line 18, after the word "inhabitant," insert the words "over twenty-one years of age."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Howland	Mullaney	Roche
Bailey	Dean	Hubbell	Murphy	Roosevelt
Barnes	Dibble	Husted	Nagle	Rosenthal

Beckwith	Dimmick	Jobs	Nash	Seeber
Binder	Donnelly	Johnson, G. R.	Nason	Shoemaker
Boyce	Earl	Jones	Nelson	Sipp
Boynton	Ely	Joyce	Noxon	Smith, C.
Briggs	Felter	Kelly	Odell	Sweet
Brown, C. W.	Forsyth	Kittle	Oliver	Taylor
Burns	Garbutt	Kneeland	O'Neil	Tremper
Butler	Harpending	Lewis	Osborne	Van Allen
Cady	Haskell	Lindsay	Otis	Van Cott
Cartwright	Hawkins	Littlejohn	Owen	Van Duzer
Church	Heath	Locke, S. D.	Palmer	Veeder
Clapp	Hendricks	Locke, L. R.	Pierson	Walrath
Coffey	Higgins	Maher	Priddy	Westfall
Craig	Hodges	McCabe	Rice	Zimmerman
Curtis	Howe			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

Mr. Cartwright offered, for the consideration of the House, a resolution in the words following :

Resolved, That Senate bill No. 360, entitled "An act for the relief of certain persons engaged in the regular practice of dentistry," be recommitted to the committee on public health, retaining its place on the order of third reading of bills.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to provide for the assessment of property in certain cases, and to regulate and equalize the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Littlejohn	Price
Allen	Darragh	Hendricks	Locke, S. D.	Priddy
Bailey	Dean	Higgins	Locke, L. R.	Roche
Baker	Dibble	Horton	Mullaney	Roosevelt
Barnes	Dimmick	Howland	Murphy	Rosenthal
Barager	Donnelly	Husted	Murray	Scott
Beckwith	Donohue	Jackson	Nash	Shoemaker
Binder	Duffy	Jobs	Nelson	Sipp
Boynton	Erwin	Jones	Odell	Sweet
Brown, C. W.	Farnum	Joyce	Oliver	Taylor
Burns	Farrell	Kelly	O'Neil	Van Allen
Butler	Felter	Kittle	Otis	Van Duzer
Cady	Haggerty	Kneeland	Owen	Walrath
Cartwright	Haskell	Lewis	Palmer	Welch
Church	Hawkins	Lindsay	Pratt	Zimmerman
Clinton				

Those who voted in the negative, were

Rice Westfall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Littlejohn introduced a bill entitled "An act to provide ways and means for the support of government," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Heath	Littlejohn	Price
Allen	Dean	Hendricks	Locke, S. D.	Priddy
Bailey	Dibble	Higgins	Locke, L. R.	Rice
Baker	Dimmick	Horton	Moore	Roche
Barnes	Donnelly	Howland	Murphy	Rosenthal
Barager	Earl	Hubbell	Murray	Scott
Binder	Ely	Hunt	Nagle	Seeber
Boynton	Erwin	Husted	Nash	Shoemaker
Briggs	Farnum	Jackson	Nelson	Sipp
Brown, C. W.	Farrell	Jobs	Noxon	Smith, W. E.
Brown, J. H.	Felter	Jones	Odell	Tremper
Burns	Garbutt	Joyce	Oliver	Van Allen
Cady	Geddes	Kelly	O'Neil	Van Duzer
Cartwright	Haggerty	Kittle	Osborne	Veeder
Church	Hall	Kneeland	Otis	Welch
Clarke	Harpending	Kruse	Palmer	Westfall
Clinton	Haskell	Lewis	Pierson	Whiteman
Craig	Hawkins	Lindsay	Pratt	Zimmerman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act making a grant of certain lands to remedy a misdescription in a grant made by the people of the State of New York to Conrad Poppenhusen, February 20, 1857," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Harpending	Lindsay	Priddy
Allen	Craig	Haskell	Littlejohn	Rice
Bailey	Curtis	Hawkins	Locke, S. D.	Roche
Baker	Darragh	Heath	Locke, L. R.	Scott
Barnes	Dayton	Higgins	McCabe	Sipp
Barager	Dean	Hodges	Moore	Smith, W. E.
Beckwith	Dimmick	Hooley	Murphy	Sweet
Binder	Donnelly	Howland	Nash	Taylor
Boynton	Donohue	Hubbell	Nelson	Van Allen

Briggs	Earl	Husted	Noxon	Van Duzer
Brown, C. W.	Ely	Jackson	Odell	Veeder
Brown, J. H.	Erwin	Jobes	Oliver	Walrath
Burns	Farnum	Jones	Osborne	Welch
Cady	Farrell	Joyce	Otis	Westfall
Cartwright	Felter	Kelly	Owen	Whiteman
Church	Garbutt	Kittle	Palmer	Wilcox
Clarke	Geddes	Kneeland	Pratt	Zimmerman
Clinton	Haggerty	Lewis	Price	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act relating to the employment of children by contract in houses of refuge, reformatories, correctional and other institutions," having been announced for a third reading,

Mr. Clinton moved to amend as follows:

In section 1, strike out the words "but this act shall not be construed so as to prevent the employment of such children upon work to be performed by the piece, under the sole direction of the trustees or managers or other proper officers or employees of such institution;" also, strike out section 2.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Harpending	Kneeland	Pierson
Allen	Curtis	Haskell	Lindsay	Price
Bailey	Darragh	Hawkins	Littlejohn	Rice
Barnes	Dayton	Heath	Locke, L. R.	Rosenthal
Barager	Dean	Higgins	Maher	Scott
Beckwith	Dibble	Hodges	Moore	Sipp
Binder	Dimmick	Hooley	Murray	Smith, W. E.
Boynton	Donnelly	Howe	Nagle	Sweet
Briggs	Donohue	Howland	Nash	Taylor
Brown, C. W.	Earl	Hubbell	Nelson	Tremper
Brown, J. H.	Ely	Husted	Noxon	Van Allen
Burns	Erwin	Jackson	Odell	Van Cott
Cady	Farnum	Jobes	Oliver	Van Duzer
Cartwright	Felter	Johnson, G. R.	Osborne	Welch
Church	Garbutt	Joyce	Otis	Westfall
Clarke	Haggerty	Kelly	Owen	Wilcox
Clapp	Hall	Kittle	Palmer	Zimmerman
Clinton				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Littlejohn, the Assembly bill entitled "An act making an appropriation for continuing work on the Capitol, and for the purchase of material therefor," was announced for a third reading.

Mr. Husted moved to amend by adding to section 1 the words "to-

gether with the finishing and furnishing of the interior during the present season."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 26 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Higgins	Littlejohn	Rice
Allen	Craig	Hooley	Locke, S. D.	Roche
Bailey	Darragh	Howe	Locke, L. R.	Roosevelt
Binder	Dayton	Howland	Maher	Rosenthal
Boynton	Dimmick	Husted	Miles	Sipp
Brown, C. W.	Donnelly	Jackson	Moore	Smith, W. E.
Brown, J. H.	Donohue	Jobes	Murphy	Taylor
Burns	Duffy	Johnson, G.R.	Murray	Van Allen
Butler	Earl	Joyce	Nagle	Van Cott
Cady	Ely	Kelly	Nelson	Van Duzer
Childs	Farrell	Kent	Odell	Welch
Church	Felter	Kittle	Oliver	Whiteman
Clarke	Haggerty	Kneeland	Osborne	Wilcox
Clapp	Hall	Lindsay	Owen	Zimmerman
Clinton	Harpending			

Those who voted in the negative, were

Becker	Farnum	Horton	Noxon	Price
Beckwith	Garbutt	Hubbell	O'Neil	Scott
Boyce	Hasbrouck	Hunt	Otis	Seeber
Briggs	Hawkins	Kruse	Palmer	Sweet
Cartwright	Hodges	Nash	Pierson	Westfall
Dibble				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,' passed July 1, 1882," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 32 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Howland	Murphy	Seeber
Barnes	Darragh	Husted	Murray	Smith, W. E.
Barager	Dean	Jobes	Nagle	Smith, C.
Beckwith	Dibble	Jones	Nash	Taylor
Binder	Dimmick	Kelly	Noxon	Tremper
Briggs	Duffy	Kent	Oliver	Van Allen
Brown, J. H.	Erwin	Kittle	O'Neil	Van Cott
Butler	Farrell	Lindsay	Palmer	Van Duzer
Cady	Geddes	Littlejohn	Pratt	Walrath

Clarke	Haggerty	Locke, S. D.	Priddy	Welch
Clapp	Hall	Locke, L. R.	Roche	Wilcox
Clinton	Hawkins	Maher	Roosevelt	Zimmerman
Coffey	Hendricks	Moore	Rosenthal	Speaker
Craig				

Those who voted in the negative, were

Allen	Church	Horton	Odell	Shoemaker
Boyce	Dayton	Hubbell	Osborne	Sipp
Boynton	Donnelly	Jackson	Owen	Sweet
Brown, C. W.	Donohue	Johnson, G. R.	Price	Veeder
Burns	Ely	Joyce	Rice	Westfall
Cartwright	Felter	Kruse	Scott	Whiteman
Childs	Haskell			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Clinton moved a call of the House on the question of agreeing with the report of the committee of conference on the matters of difference between the two Houses on Assembly bill No. 279, entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" with a message that they have agreed to the report of the committee of conference thereon as follows:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" reported that they have duly conferred upon said matters, and have agreed to recommend that the Assembly do concur in the amendments of said bill as the same were passed in the Senate, and that the Assembly concur in the passage of said bill, as so amended and passed in the Senate, as follows:

"SECTION 1. Section 5 of chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,' is hereby amended so as to read as follows:

"§ 5. Any commissioner, examiner, copyist, or messenger herein mentioned, or any other person who shall willfully and corruptly, by himself or in co-operation with one or more persons, defeat, deceive, or obstruct any person in respect of his or her right of examination according to any rules or regulations prescribed pursuant to the provisions of this act, or who shall willfully, corruptly and falsely mark, grade, estimate, or report upon the examination or proper standing of any person examined pursuant to the provisions of this act, or aid in so doing, or who shall willfully and corruptly make any false representations concerning the same, or concerning the person examined, or who shall willfully and corruptly furnish to any person any special or secret information for the purpose of either improving or injuring

the prospects or chances of any person so examined or to be examined, shall for each offense be deemed guilty of a misdemeanor.

“§ 2. Section eight of said act is hereby amended so as to read as follows:

“§ 8. The mayor of each city in this State is authorized, and is hereby directed to prescribe such regulations for the admission of persons into the civil service of such city as may best promote the efficiency thereof and ascertain the fitness of candidates in respect to character, knowledge and ability for the branch of the service into which they seek to enter, and for this purpose he shall, from time to time, employ suitable persons to conduct such inquiries and make examinations, and shall prescribe their duties and establish regulations for the conduct of persons who may receive appointments in the said service. And the regulations so to be prescribed shall, among other things, provide and declare as in the second subdivision of the second section of this act is provided and declared in reference to regulations for admission to the civil service of the State. Within two months after the passage of this act, it shall be the duty of each of said mayors in and by such regulations to cause to be arranged in classes the several clerks and persons employed, or being in the public service of the city of which he is mayor, and he shall include in one or more of such classes, so far as practicable, for the purposes of the examination herein provided for, all subordinate clerks and officers in the public service of the said city to whom his power under this act extends. After the termination of three months from the passage of this act, no officer or clerk shall be appointed, and no person shall be admitted to or be promoted in either of the said classes now existing or that may be arranged hereunder pursuant to said rules, until he has passed an examination, or is shown to be exempted from such examination, in conformity with such regulations. Such regulations hereafter prescribed and established, and any subsequent modification thereof, shall take effect upon the approval of the New York civil service commission. Officers elected by the people and the subordinates of any such officer for whose errors or violations of duty such officer is financially responsible; and the head or heads of any department of the city government; and persons employed in or who seek to enter the public service under the educational department of any city; and any subordinate officer who by virtue of his office has personal custody of public moneys or public securities, for the safe-keeping of which the head of an office is under official bonds, shall not be subject to the regulations prescribed pursuant to this section, nor shall any regulations contravene an existing statute relating to entrance to said service. It shall be the duty of all those in the official service of any such city to conform to and comply with any regulations made pursuant to this act, and to aid and facilitate in all reasonable and proper ways the enforcement of all regulations and the holding of all examinations which may be required under the authority conferred by this section. But the authority by this section conferred shall not be so exercised as to take from any policeman or fireman any right or benefit conferred by law, or existing under any lawful regulation of the department in which he serves. And all examinations herein authorized shall be public, and all regulations shall be published, and, with all the proceedings and papers connected with said examinations, shall be at all times subject to the inspection of

said commission and its agents; and said commission shall set forth in its reports the character and practical effects of such examinations, together with its views as to the improvement and extension of the same, and also copies of all regulations made under the authority hereby conferred.

"§ 3. Where before the passage of this act the mayor of any city herein mentioned has prescribed regulations pursuant to the power given him by the act hereby amended, such regulations shall be deemed to be established and prescribed, and to be operative as if established, prescribed and approved under the provisions of the said act as hereby amended; and the examiners who before the passage of this act have by the mayor of any such city been appointed or designated under the provisions of the said act shall be deemed to be appointed, and to have all the powers and duties which they would have if appointed under the provisions of the said act as hereby amended.

"§ 4. In grateful recognition of the services, sacrifices and sufferings of persons who served in the army or navy of the United States in the late war, and have been honorably discharged therefrom, they shall be preferred for appointments to positions in the civil service of the State and of the cities affected by this act over other persons (of equal standing) as ascertained under this act, and the act hereby amended; and a person thus preferred shall not be disqualified from holding any position in said civil service on account of his age; nor by reason of any physical disability, provided such disability does not render him incompetent to perform the duties of the position applied for."

JOHN I. GILBERT,
T. E. ELLSWORTH.
J. HAMPDEN ROBB,
Senate Committee.

GEORGE CLINTON,
N. M. CURTIS,
THEODORE ROOSEVELT,
LOUIS K. CHURCH,
THOS. V. WELCH,
Assembly Committee.

ALBANY, April 14, 1884.

The question being on agreeing with said report,

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the report of the conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 26 }

Those who voted in the affirmative, were

Bailey	Clinton	Hendricks	Littlejohn	Roosevelt
Baker	Coffey	Hodges	Locke, S. D.	Scott
Barager	Craig	House	McCabe	Seeber
Becker	Curtis	Howe	Nash	Shoemaker
Beckwith	Dibble	Howland	Nelson	Sipp
Boyce	Ely	Hubbell	Noxon	Smith, W. E.
Boynton	Erwin	Husted	O'Neil	Sweet
Briggs	Farnum	Jackson	Osborne	Tremper

Brown, C. W.	Farrell	Johnson, G.R.	Otis	Van Allen
Brown, J. H.	Garbutt	Jones	Owen	Van Duzer
Cady	Hall	Kelly	Pierson	Walrath
Cartwright	Hasbrouck	Kent	Pratt	Welch
Childs	Haskell	Kruse	Price	Wilcox
Church	Hawkins	Lindsay	Priddy	Speaker
Clapp	Heath			

Those who voted in the negative, were

Ackroyd	Dayton	Harpending	Murphy	Rosenthal
Allen	Donnelly	Jobes	Murray	Smith, C.
Barnes	Duffy	Joyce	Nagle	Van Cott
Binder	Felter	Kittle	Oliver	Veeder
Burns	Forsyth	Maher	Roche	Zimmerman
Clarke				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

Mr. Howe, from the select committee, to which was referred the Senate bill No. 340, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" reported in favor of the passage of the same, with amendments, which report was agreed to.

On motion of Mr. Howe, and by unanimous consent, said bill was announced for a third reading.

Mr. Oliver moved that said bill be laid aside until half-past four o'clock this afternoon, and that at that time it have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Howe moved that when the hour of two o'clock, P. M., shall have arrived, this House take a recess until four o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to amend chapter 468 of the Laws of 1881, entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in any State or territory of the United States of America, except the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Murray	Priddy
Allen	Donnelly	House	Nagle	Roche
Bailey	Donohue	Howe	Nash	Roosevelt
Baker	Earl	Hubbell	Nason	Scott
Barager	Ely	Husted	Nelson	Seeber
Becker	Farnum	Jobes	Noxon	Shoemaker

Beckwith	Garbutt	Johnson, G. R.	Odell	Smith, W. E.
Binder	Geddes	Joyce	Oliver	Smith, C.
Brown, C. W.	Haggerty	Kruse	O'Neil	Tremper
Butler	Hall	Lindsay	Osborne	Van Allen
Cady	Harpending	Littlejohn	Otis	Van Duzer
Cartwright	Haskell	Locke, S. D.	Owen	Walrath
Church	Hawkins	Maher	Palmer	Welch
Clarke	Heath	McCabe	Pierson	Westfall
Coffey	Hendricks	Murphy	Pratt	Zimmerman
Curtis	Higgins			

Those who voted in the negative, were

Boyce	Burns	Felter	Hasbrouck	Van Cott
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act relating to corporations, associations and societies engaged in life or casualty insurance business upon the co-operative or assessment plan, pursuant to the provisions of chapter 175 of the Laws of 1883," having been announced for a third reading,

On motion of Mr. Hendricks, and by unanimous consent, the same was amended by adding to section 2 the words: "provided, however, that the deposits with the Insurance Department and all other investments of reserve funds shall be made in the same class of securities that are now required under the general laws for deposit with the Superintendent of Insurance, and for the investments of funds by life insurance companies."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Heath	Littlejohn	Pratt
Bailey	Curtis	Hendricks	Locke, S. D.	Priddy
Barnes	Dean	Higgins	Locke, L. R.	Rosenthal
Barager	Dibble	Hodges	Maher	Scott
Beckwith	Dimmick	House	McDonald	Seeber
Binder	Duffy	Howe	Moore	Shoemaker
Boyce	Ely	Howland	Murray	Sipp
Briggs	Erwin	Hubbell	Nash	Smith, W. E.
Brown, C. W.	Farnum	Husted	Nason	Sweet
Brown, J. H.	Forsyth	Jobes	Noxon	Taylor
Burns	Garbutt	Johnson, G. R.	Oliver	Tremper
Cady	Geddes	Jones	O'Neil	Van Allen
Cartwright	Haggerty	Joyce	Osborne	Van Cott
Church	Harpending	Kittle	Otis	Van Duzer
Clarke	Hasbrouck	Kruse	Owen	Walrath
Clapp	Haskell	Lewis	Palmer	Whiteman
Clinton	Hawkins	Lindsay	Pierson	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend section 16 of title 4 of chapter 598 of the Laws of 1870 relative to the city of Troy, as amended by chapter 248 of the Laws of 1882," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Littlejohn	Palmer
Allen	Dimmick	Hodges	Locke, S. D.	Pierson
Bailey	Earl	House	Locke, L. R.	Pratt
Barnes	Ely	Howe	Maher	Priddy
Beckwith	Erwin	Howland	McCabe	Rosenthal
Binder	Farnum	Hubbell	McDonald	Scott
Boyce	Felter	Hunt	Miles	Seeber
Briggs	Forsyth	Husted	Murphy	Shoemaker
Brown, C. W.	Garbutt	Jobes	Nagle	Sweet
Brown, J. H.	Geddes	Johnson, G.R.	Nash	Tremper
Cartwright	Haggerty	Jones	Nason	Van Allen
Church	Hall	Joyce	Noxon	Van Cott
Clarke	Harpending	Kittle	Odell	Van Duzer
Clinton	Haskell	Kneeland	Oliver	Walrath
Craig	Hawkins	Kruse	O'Neil	Welch
Curtis	Heath	Lewis	Osborne	Westfall
Dean	Hendricks	Lindsay	Owen	Zimmerman

For the negative,
Donohue

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Noxon offered, for the consideration of the House, a resolution in the words following :

Resolved, That Assembly bill No. 689, entitled "An act to amend an act entitled 'An act to provide for the disposal and removal of the sewage discharge from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose,'" do now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate bill entitled "An act to amend the Penal Code" (§§ 607 and 608), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 27 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Harpending	Kittle	Palmer
Allen	Dayton	Hawkins	Kneeland	Priddy
Baker	Dibble	Hendricks	Lindsay	Rice

Barnes	Dimmick	Higgins	Littlejohn	Rosenthal
Barager	Donohue	House	Locke, L. R.	Shoemaker
Beckwith	Earl	Howland	Maher	Smith, W. E.
Boyce	Ely	Husted	Miles	Sweet
Briggs	Farnum	Jackson	Moore	Tremper
Church	Farrell	Jobs	Murphy	Van Duzer
Clarke	Felter	Johnson, G.R.	Murray	Veeder
Clapp	Forsyth	Jones	Nelson	Walrath
Clinton	Garbutt	Kelly	Noxon	Welch
Coffey	Haggerty	Kent	Owen	Zimmerman
Curtis	Hall			

Those who voted in the negative, were

Bailey	Childs	Hubbell	McDonald	Roche
Boynton	Craig	Kruse	Nagle	Roosevelt
Brown, J. H.	Haskell	Lewis	Nason	Scott
Burns	Hodges	Locke, S. D.	Oliver	Van Allen
Butler	Hooley	McCabe	Osborne	Van Cott
Cady	Howe			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 178 of the Laws of 1881, entitled 'An act to provide for the disposal and removal of the sewage discharged from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haskell	Kneeland	Priddy
Allen	Coffey	Hawkins	Lindsay	Rice
Baker	Craig	Heath	Littlejohn	Roche
Barnes	Curtis	Hendricks	Locke, S. D.	Roosevelt
Barager	Dean	Higgins	Locke, L. R.	Rosenthal
Beckwith	Dibble	Hodges	Maher	Seeber
Binder	Dimmick	Hooley	McDonald	Shoemaker
Boyce	Donohue	House	Murray	Smith, W. E.
Boynton	Duffy	Howland	Nagle	Taylor
Briggs	Earl	Hubbell	Nash	Tremper
Brown, C. W.	Ely	Jackson	Noxon	Van Allen
Brown, J. H.	Farnum	Jobs	Odell	Van Cott
Cady	Felter	Johnson, G.R.	Osborne	Veeder
Cartwright	Forsyth	Jones	Owen	Walrath
Childs	Haggerty	Joyce	Palmer	Welch
Church	Hall	Kelly	Pierson	Westfall
Clarke	Harpending	Kittle	Pratt	Zimmerman
Clapp	Hasbrouck			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the common council of the city of Syracuse to pay certain liabilities incurred by the board of education of said city, and to raise the amount thereof by tax," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Church	Hawkins	Lindsay	Palmer
Allen	Clapp	Heath	Littlejohn	Pratt
Baker	Clinton	Hendricks	Locke, S. D.	Price
Barnes	Craig	Hodges	Locke, L. R.	Priddy
Barager	Curtis	House	Maher	Rice
Beckwith	Dibble	Howe	McCabe	Roosevelt
Binder	Dimmick	Howland	McDonald	Seeber
Boyce	Earl	Hubbell	Miles	Shoemaker
Boynton	Ely	Husted	Mullaney	Sweet
Briggs	Erwin	Jackson	Murphy	Taylor
Brown, C. W.	Farnum	Jobes	Nagle	Tremper
Brown, J. H.	Felter	Johnson, G. R.	Nash	Van Allen
Burns	Forsyth	Jones	Odell	Van Cott
Butler	Geddes	Joyce	Oliver	Van Duzer
Cady	Haggerty	Kent	O'Neil	Veeder
Cartwright	Hall	Kittle	Osborne	Walrath
Childs	Harpending	Kruse	Otis	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence therein.

The Senate sent for concurrence the bill entitled as follows:

"An act to authorize the Commissioner of the New Capitol to purchase from the Commercial Telephone Company wires, switch-boards and other appliances for the telephone system now in use in the Capitol, and to pay for the rental of telephones, and making an appropriation therefor," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hendricks	Lewis	Pratt
Allen	Curtis	Higgins	Lindsay	Priddy
Baker	Dayton	Hodges	Littlejohn	Rice
Barnes	Dibble	Hooley	Locke, S. D.	Roche
Barager	Dimmick	Howe	Locke, L. R.	Roosevelt
Beckwith	Donohue	Howland	Maher	Rosenthal
Binder	Duffy	Hubbell	McCabe	Seeber
Boyce	Earl	Husted	McDonald	Shoemaker
Boynton	Ely	Jackson	Miles	Sweet
Briggs	Farnum	Jobes	Murphy	Taylor
Brown, C. W.	Felter	Johnson, G. R.	Murray	Van Allen
Brown, J. H.	Garbutt	Jones	Nagle	Van Cott

Butler	Geddes	Joyce	Nelson	Van Duzer
Cady	Haggerty	Kelly	Noxon	Veeder
Cartwright	Hall	Kent	Odell	Walrath
Church	Harpending	Kittle	Osborne	Westfall
Clarke	Haskell	Kneeland	Palmer	Zimmerman
Clapp	Hawkins	Kruse	Pierson	

For the negative,

Hasbrouck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence the following resolutions:

Resolved (if the Assembly concur), That the Governor is authorized to appoint three commissioners to examine the Civil Code now before the Legislature, and report at the beginning of the next legislative session upon the propriety of adopting the same, and if so, what, if any, amendments are advisable. The commissioners shall receive no compensation for their services, and any vacancy may be filled by the Governor.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act relating to proof of payments made by or in behalf of municipal corporations in this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Hall	Jones	Palmer
Allen	Clapp	Harpending	Joyce	Pratt
Bailey	Clinton	Haskell	Kelly	Priddy
Baker	Coffey	Heath	Kittle	Roche
Barnes	Craig	Hendricks	Kneeland	Roosevelt
Barager	Dibble	Higgins	Kruse	Rosenthal
Becker	Dimmick	Hodges	Lewis	Scott
Binder	Donohue	Hooley	Lindsay	Seeber
Boynton	Duffy	Horton	Locke, S. D.	Sweet
Briggs	Erwin	House	Maher	Taylor
Burns	Farnum	Howland	McDonald	Tremper
Butler	Felter	Hubbell	Miles	Van Allen
Cady	Forsyth	Husted	Nagle	Van Duzer
Cartwright	Garbutt	Jackson	Nason	Walrath
Childs	Geddes	Jobs	Nelson	Whiteman
Church	Haggerty	Johnson, G.R.	Osborne	Zimmerman

Those who voted in the negative, were
Beckwith Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," with a message that they have agreed to the report of the conference committee thereon as follows :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," reported that they have duly conferred upon said matters, and have agreed to recommend (reference in all cases being made to engrossed bill) that the Assembly do concur in the following amendments to the bill as adopted in the Senate, namely :

Page 2, line 6, strike out the word "and"

Same page, line 7, strike out the word "and," and insert the word "the."

Same page and line, after the word "health," insert the words "and shore inspector."

Same page and line, strike out the words "at the close," and insert the following : "quarterly on January 1, April 1, July 1, and October 1."

Same page, line 9, after the word "expenditures," insert the words "with sub-vouchers."

Same page, line 12, strike out the word "and."

Same page and line, after "health," insert the words "and shore inspector."

Same page, line 12, strike out the words "fiscal year," and insert the words "three months preceding."

Same page, line 15, after the word "receipts," insert the words "including any sums received from each county."

Same page, after line 19, insert the following :

"In accounts for repairs or new work, the name of each workman, the number of days he is employed, and the rate and amount of wages paid to him shall be given, if contracts are made for repairs or new work, or for supplies, a duplicate thereof with specifications shall be filed with the Comptroller."

Page 3, after line 8, insert item transferred from page 15 as follows :

"For Samuel C. Harris, for eight days' service as assistant door-keeper of the Assembly from the 1st day of January to and including the 8th day of January, 1884, the sum of \$40."

Same page, after line 14, insert the following :

For the purpose of encouraging improvement in the manufacture of butter and cheese, and the cultivation of hops, and other crops, the sum of \$2,500, to be distributed in premiums by the Central New York Agricultural, Horticultural and Mechanical Association at Utica, upon vouchers to be approved by the Comptroller.

"For the purpose of extending dairy knowledge and science, for editing, printing and distributing the same among the people of this State, \$800, to be expended under the direction of the New York

State Dairymen's Association for the year 1884, upon vouchers to be approved by the Comptroller."

Same page, line 18, strike out the word "three," and insert the word "two."

Same page, transfer item on lines 18 to 24, both inclusive, to page 11, after line 32.

Same page, transfer item on lines 25 to 33, both inclusive, to page 11, after line 3.

Page 4, line 6, strike out the word "four," and insert the word "three," and after the word "hundred" insert the words "seventy-five."

Same page, after line 6, insert the following :

"For the Commercial Telephone Company, for rental of telephone for one year, from March 4, 1884, \$60.

Same page, line 18, after the word "necessary," insert the following:

"And for the employment of such experts as he may deem necessary, to investigate and report a system of forest preservation, the sum of \$5,000, or so much thereof as may be necessary, but such sum shall not be expended by such Comptroller in case a separate appropriation for the same or similar purpose be made by the present Legislature, although the expenditure of such separate appropriation may not be under the direction of the Comptroller."

Same page, line 26, after the word "exhausted," insert the words "or insufficient."

Same page, after line 29, insert the following :

"For the Comptroller, for the regimental fund of the One Hundred and Third regiment, National Guard of the State of New York (disbanded), omitted to be paid for the year ending December 31, 1876, and to which said regiment was entitled, \$1,000, on the audit of the Adjutant-General in the same manner as the accounts chargeable to the military fund of the several organizations of the National Guard are now audited and paid. Any outstanding accounts properly chargeable to the regimental fund of the said One Hundred and Third regiment shall be paid out of the appropriation herein made."

Same page, after last item above, insert item transferred as amended from page 18, as follows :

"For the services and expenses of removing intruders upon the lands of the St. Regis Indians in Franklin county, pursuant to chapter 204 of the Laws of 1821, \$200, or so much thereof as may be necessary."

Page 5, line 1, after the word "hire," insert the words "in preparing."

Same page, after line 8, insert the following :

"For the Comptroller for expenses of auction agents, the sum of \$500, or so much thereof as may be necessary, not to be expended by said agents or by any one except upon the special authorization of the Comptroller."

"For deficiency in appropriations for assessments and other expenses of the public lands, \$1,000."

"For payment to the widow and heirs at law of the late John G. Wasson of interest at six per centum per annum to April 1, 1885, on \$10,000 upon a certificate issued under chapter 830 of the Laws of 1868, \$600."

Same page, line 9, strike out the word "the," first occurring, and strike out the word "of," and insert the word "to."

Same page, after line 13, insert the following:

"Chapter 176 of the Laws of 1880, entitled 'An act concerning tramps,' and all laws amendatory thereof, are hereby repealed."

Same page, strike out from line 28 to 34, both inclusive, as follows:

"For the expenses incurred by Messrs. Fairfield and Elmendorf, in entertaining a committee of the Massachusetts Legislature in May, 1882, by order of the railroad committee of the Assembly of that year, \$500, or so much thereof as may be necessary, subject to the audit of the Comptroller.

Page 6, strike out all after the word "dollars," in line 10, down to and including the word "State," in line 18 as follows:

"For the purchase of a comparator for constructing and comparing standards of length in conformity with the standard yard of this State, \$1,500, or so much thereof as shall be necessary; provided that said comparator shall be used for constructing a suitable standard measure, sixty-six feet in length, in conformity with the standard yard, for the use of each county in the State."

Same page, strike out from and including line 35 down to and including line 2, on page 7, and insert the following:

"For the purchase of usual law books, including Session Laws, to replace those destroyed by fire, for the town of St. Armand, Essex county, \$50; for the town of Wayland, Steuben county, \$50; for the town of Olean, Cattaraugus county, \$50; for the town of Mina, Chautauqua county, \$50, and for the town of Concord, Erie county, \$50, to be expended by the Secretary of State."

Page 7, after line 9, insert the following:

"For the clerk of the Board of Claims for deficiency in appropriations for salary from the 25th day of March, 1884, to the close of the current fiscal year, \$521, or so much thereof as may be necessary."

Same page, line 12, after the word "September," insert the word "thirtieth."

Same page, line 15, strike out the words "twenty-eight," and insert the words "five thousand three;" and strike out from and including the word "and," in line 15, down to and including line 18, as follows:

"And for salary of a messenger in the office of the Bureau of Labor Statistics during the current fiscal year from May to September, inclusive, \$250."

Same page, after line 18, insert the following:

"For deficiency in appropriations for expenses of legislative committees and fees of counsel engaged therein and other contingent expenses of the Legislatures of 1881, 1882, and 1883, the sum of \$12,000, or so much thereof as may be necessary, to be paid in the

case of legislative committees, on the certificate of the chairmen of the respective committees and of the presiding officers of the respective Houses, and in other cases on the certificate of the Clerks and presiding officers of the respective Houses, and in all cases, upon the audit of the Comptroller.

“For deficiency in appropriations for expenses of legislative committees and fees of counsel and stenographers engaged therein and other contingent expenses of the Legislature of 1884, the sum of \$32,000, or so much thereof as may be necessary, to be paid in the case of legislative committees, on the certificate of the chairmen of the respective committees and of the presiding officers of the respective houses, and in other cases, on the certificate of the Clerks and presiding officers of the respective Houses, and in all cases upon the audit of the Comptroller.

“For composing and printing testimony taken by and before legislative investigating committees for the year 1884, for the use of such committees, upon bills therefor, which shall be certified by the chairmen of such committees and presiding officers of the respective Houses, and to be audited by the Comptroller, the sum of \$15,000, or so much thereof as may be necessary.

“For printing, gathering, collating and binding 7,083 copies of volume one, and 7,083 copies of volume two of the First Annual Report of the Board of Railroad Commissioners, pursuant to concurrent resolution of the Legislature, passed January 24, 1884, \$11,786.11 — and for lithographing 7,083 copies of the railroad map of the State of New York for volume one, folding and placing the same in said volume, \$440, the sums herein appropriated, for so much thereof as may be necessary, to be paid on the certificate of the chairman of the Railroad Commission, that the work has been satisfactorily done, and on the audit of the Comptroller, and to be refunded to the treasury of the State by the several corporations owning and operating railroads in this State, in such proportion as is prescribed in section 13 of chapter 353 of the Laws of 1882.”

Page 8, after line 8, insert the following :

“For deficiency in appropriations for justices of the Supreme Court in the second judicial district, not residing in the county of Kings, for additional compensation for services, pursuant to chapter 765 of the Laws of 1868, the sum of \$1,875, to be paid only from moneys which shall have been or shall be paid into the treasury for taxes levied for the purposes of said act and in pursuance thereof.

“For deficiency in appropriations for the stenographers of the second judicial district, not residing in the county of Kings, for salaries from January 1, 1884, to October 1 of the same year, pursuant to chapter 765 of the Laws of 1868, the sum of \$750, to be paid only from moneys which shall have been or shall be paid into the treasury for taxes levied for the purposes of said act and in pursuance thereof.”

Page 8, strike out from and including line 9, down to and including line 13, as follows :

"For the Comptroller, for payment of the charges of the Erie and New England Express Company, for express charges in 1883, as ordered by the Clerks of the Senate and Assembly, \$468.86, or so much thereof as may be necessary."

Same page, line 15, strike out the words "as per direction of the State Board of Health."

Same page, after line 19, insert the following:

"For the State Lunatic Asylum at Utica, for the completion, renewal and repairs of old part of wards 10 and 11 of the women's department, the sum of \$4,182.64; for completing the new part of the same wards, the sum of \$8,195.51."

Same page, line 21, strike out the word "three," and insert the word "six."

Same page, at the end of line 26, add the following:

"And for fencing in front of the asylum on Forest avenue, \$6,500."

Page 9, line 29, after the word "asylum," insert the words "and the Comptroller."

Page 10, line 3, after the word "dollars," strike out all down to and including the word "dollars," in line 7.

Same page, line 11, insert the following:

"And for the erection of cottages for sixty inmates, and for barn, sheds and farm stock, and tools, \$8,800."

Same page, after line 33, insert the following:

"For Mrs. Catharine D. Pierson, widow of William W. Pierson, late journal clerk of the Senate, the sum of \$800, being that portion of his annual salary as such journal clerk which has not been paid to him."

Page 11, after line 3, insert item transferred from page 3, lines 25 to 33, both inclusive, as follows:

"To the trustees of the State Library, to enable them to purchase the original correspondence and other papers of Daniel D. Tompkins, Governor of the State of New York (from 1807 to 1817) and Vice-President of the United States (from 1817 to 1825), and to include all the correspondence known as the Tompkins papers, the sum of \$5,000."

Same page, after last preceding item, insert the following:

"For the trustees of the State Library, for repairs, cleaning, transportation of books and other necessary expenses of the State Library, incurred in the removal of the library to the new Capitol, \$339.30."

"For the State Museum of Natural History, for the printing of labels, binding of books and for stationery, \$400, to be paid on the certificate of the Director and the audit of the Comptroller."

"The balance remaining unexpended of the sum of \$5,000, appropriated by chapter 272 of the Laws of 1879, and re-appropriated by chapter 362 of the Laws of 1882, for the purchase of books at the sale of the Brinley Library, and for the purchase of such volumes of the British parliamentary papers as the trustees of the State Library may deem important, being the sum of \$2,065.22, is hereby re-appro-

priated for the same purpose, and for the purchase of volumes of statute laws and State papers."

Same page, after line 32, insert item as transferred from page 3, lines 19 to 24, both inclusive, as follows:

"For the Commissioners of Fisheries, to be expended as they may deem proper, upon vouchers to be approved by the Comptroller, for the purpose of replenishing the lakes and rivers of this State with fish, \$7,000, for the conduct of their operations to the close of the present fiscal year."

Page 12, transfer item on lines 8 to 17, both inclusive, so as to follow line 14 on page 18.

Same page, transfer item on lines 18 to 28, both inclusive, so as to follow line 30 on page 17.

Same page, after line 28, insert the following:

"For William H. Bowman, as attorney for the defendant, William Wallace, in the action hereinafter named, the sum of \$80.53, being the amount in full payment of a judgment for costs against the people of this State in an action commenced in the name of the people by the district attorney of Monroe county against the said defendant, for violation of the game laws of this State, which judgment was entered and docketed in the clerk's office of Monroe county on the 19th day of February, 1884; the Comptroller shall pay the above-named sum to the said attorney upon his filing with the Comptroller a satisfaction of said judgment, certified by the Attorney-General to be in due form.

"For George M. Schwartz, a game and fish protector of this State, for legal expenses incurred by him in defending an action brought against him by Augustus Heck for certain acts done by him as such game and fish protector, in the suppression of unlawful fishing in Sodus bay in this State in September, 1882, which action was tried in the Circuit Court of this State sitting at Lyons in Wayne county in December, 1883, resulting in a verdict for the defendant, and on which an execution was issued for the amount herein appropriated against the plaintiff, and a return of 'no property found' made thereon by the sheriff of said county on the 2d day of January, 1884, the sum of \$85.25.

"For P. J. Joachimsen, as attorney for H. W. O. Edye and William Volckens, in the action hereinafter named, the sum of \$725.45, being the amount in full payment of the principal of a judgment for costs against the people of this State in favor of said Edye and Volckens, in an action commenced in the name of the people, in the Common Pleas Court in the city of New York, against the said Edye and Volckens, which judgment was docketed in the clerk's office of New York county, on the 22d day of June, 1882; and the further sum of \$85 87, or so much thereof as may be necessary, for interest on said judgment. The Comptroller shall pay the above sums to the above-named attorney, out of any moneys heretofore appropriated for the Commissioners of Emigration not otherwise expended, upon the filing by said attorney with the Comptroller of a satisfaction of said judgment, certified by the Attorney-General to be in due form.

"For the payment of a judgment against the State in favor of Henry B. Kretzler, docketed in the clerk's office of Albany county January 24, 1884, \$548; and for like judgment in favor of Michael Riley, docketed in said office the same day, \$548; and for like judgment in favor of Thomas O'Connor, docketed in said office on the 16th day of April, 1884, \$548.

"For the payment of an award made on the 11th day of April, 1883, by the State Board of Audit, in favor of Thomas W. Griffin, for services as superintendent of canal repairs on section one of the Champlain canal, the sum of \$66.30."

Page 13, transfer the item on lines 17 to 21, both inclusive, so as to follow line 29 on page 4.

Same page, transfer item on lines 22 to 35, both inclusive, so as to follow item for Adjutant-General, on page 18.

Page 14, line 8, after the word "managers," insert the words "and Superintendent of Public Instruction."

Same page, after line 11, insert the following:

"For the State Normal School at Fredonia, for plumbing, necessary connections, stand pipes and hose, \$3,000; for carpenter work and plumbing, \$800; for sewer and right of way, \$1,000, and for rebuilding the chapel chimney, \$250.

"The executive committee of the trustees of the State Normal School at Albany, in anticipation of any appropriation for the purposes hereinafter named, is hereby authorized out of the amount appropriated by chapter 486 of the Laws of 1883 for building purposes for the school building, to use so much thereof as may be needed for the purchase and placing of steam heating and ventilating apparatus for such building, and for fuel and care of the same, not exceeding the sum of \$20,000; and such committee is hereby empowered to acquire the right of drainage for said normal school building, in the same manner as provided by chapter 800 of the Laws of 1866, for the acquisition of sites or additions thereto for district school-houses."

Same page, after the last preceding item, insert item transferred from page 16, on lines 7 to 18, both inclusive, as follows:

"For State Normal and Training School at Potsdam for making and laying new floors in basement and halls; repairing stairs and procuring material and building new stairs in back of normal hall; oiling, painting and repairing woodwork, walls and ceilings; building piazzas and procuring material for same; building and procuring cases for cabinet; procuring and hanging shutters; relaying sewer-pipes, drain-tile and repairing drains; procuring and laying new floor in laboratory, and for repairing roofs, gutters and grounds the sum of \$6,000, to be expended by the local board of managers of said normal school."

Page 15, strike out from lines 1 to 21, both inclusive, as follows:

"For Messrs. Hitchcock, Darling & Co., for the board, rooms, parlors and other expenses of the committee on privileges and elections of the Assembly of 1883, the sum of \$2,482.50, or so much thereof as may be necessary, to be paid upon vouchers approved by the Comptroller.

“For the Comptroller, for payment of the services and expenses of the stenographer to the Senate committee on cities, in the matter of the investigation of the department of public works in New York city ; also for the services and expenses of the stenographer to the same committee in the matter of the underground telegraph investigation ; also for the services and expenses of the stenographer to the Senate committee on receiverships, pursuant to resolutions of the Senate, passed March 29, March 23, March 3 and May 31, 1882, the sum of \$1,842, or so much thereof as may be necessary, payable upon vouchers certified by the chairman of the said committees, subject to the audit of the Comptroller.”

Same page, transfer item on lines 22 to 26, both inclusive, to page 3, line 8.

Same page, strike out from and including line 27 down to and including line 6, on page 16, being four items for books for towns.

Page 16, transfer items on lines 7 to 18, both inclusive, so as to follow item for Fredonia Normal School, on page 11.

Same page, after line 23, insert the following :

“For the salaries and expenses of the twelve justices of the Supreme Court elected in pursuance of section 28 of article 6 of the Constitution, from June 1 to October 1, 1884, \$28,000.”

Same page, after line 29, insert the following :

“For the commissioners appointed under chapter 489 of the Laws of 1883, to negotiate a treaty with the Onondaga Indians, for services and expenses, the sum of \$1,500 ; and for the services and expenses of a stenographer for such commissioners, the sum of \$133.”

Page 17, after line 1, insert as follows :

“For the construction of reservoirs of Independence and Beaver rivers in Lewis county, in addition to the amount appropriated in chapter 366 of the Laws of 1881, the sum of \$6,000.”

Same page, after line 30, insert item as transferred from page 12, on lines 18 to 23, both inclusive, as follows :

“For the Attorney-General, for the payment of the services of such clerical force as may be required in his office, to carry out the provisions of chapter 205 of the Laws of 1883, \$2,000, for the period from June 1 to October 1, 1884.”

Page 18, after line 14, insert item as transferred from page 12, on lines 8 to 17, both inclusive, as follows :

“For the Adjutant-General, for services and expenses in prosecuting the war claims of the State against the United States, the unexpended balance of \$5,000, appropriated by chapter 362 of the Laws of 1882, being the sum of \$2,786.27, is hereby reappropriated for the same purpose, to be paid on the audit of the Adjutant-General and the approval of the Commander-in-Chief.”

Same page, after last preceding item, insert item transferred from page 13, on lines 22 to 35, both inclusive, amended so as to read as follows :

“For the erection of a magazine to be attached to the State armory in the city of Syracuse, for the storage and safe-keeping of

ammunition in charge of the battery quartered in said armory, the sum of \$2,000, which sum, or so much thereof as may be necessary, shall be expended therefor under the direction of the Chief of Ordnance of this State, upon plans and specifications to be prepared by him, which shall show that the work can be completed within the limits of this appropriation, and which work shall be let to the lowest bidder therefor, after suitable advertisement thereof in two of the daily newspapers published in the city of Syracuse, providing the lowest bidder bids within the sum hereby appropriated."

Same page, strike out from lines 25 to 31, both inclusive, as follows:

"For the Comptroller, for the payment of counsel and stenographer of the special committee of the Assembly of 1884 appointed to investigate the affairs of the local government of the city of New York, the sum of \$6,500, or so much thereof as may be necessary."

Page 19, after item for Gettysburgh Battle Field Memorial Association, insert as follows:

"For collecting, under the supervision and direction of the Secretary of State, all the journals and papers extant kept by the officers and soldiers of Sullivan's army during the campaign of 1779 against the Six Nations of Indians, embracing the records of the battle of Newtown as celebrated on the battle-ground on the 29th day of August, 1879, including the address of General William T. Sherman, on the dedication of a monument to the memory of the heroic dead; including also complete records of the centennial celebration of incidents of Sullivan's campaign, held at Waterloo, September 3, at Geneva, September 16, and at Aurora, September 24, 1879; and for publishing 5,000 copies thereof, 10 copies thereof to be furnished to each member of the Legislature, one to each officer and reporter thereof, one copy to each officer of the State government, 500 copies to the State library, for exchange and distribution, and the remainder for the Board of Regents of the University, for distribution as they shall deem advisable, the sum of \$5,000, or so much thereof as may be necessary; the work of collecting and publishing to be let by the Secretary of State to the lowest responsible bidder in each case, and the whole work not to cost more than the amount of this appropriation.

"For the Commissioners of Quarantine, for the purchase of a new boarding tug for the use of the health officer, \$7,000; for repairs to buildings, roofs, gutters and plumbing, for repairs to rip-rap, for new platform and new timbers for docks at Hoffman island and repairs thereof, \$2,500; for painting and general repairs of buildings and roofs of the residences of the health officer and his deputy at upper quarantine station, \$1,000; for repairs to cribs and dock at the upper quarantine boarding station, \$500; and for the care, maintenance and repairs of the quarantine establishment, \$15,000. The corporation formed under and pursuant to the authority of chapter 492 of the Laws of 1870, for the purpose of constructing warehouses, docks and wharves for quarantine purposes in the bay of New York,

shall not be deemed dissolved if it shall commence its operation within two years from the passage of this act."

Your committee further report that they have agreed to recommend that the Assembly do concur in the following amendments to the bill as adopted by the Senate, after being amended in conference committee so as to read as follows :

Page 4, after item for Commercial Telephone Company, insert the following :

"For the United States Reflector Company, or its lawful successors or assigns, as may be legally determined, for gas fixtures for the new Capitol, \$1,065.80."

Page 9, after the word "grounds," in line 34, insert the following :

"And for draining the flat lands east of the asylum."

Page 11, after line 21, insert the following :

"For the New York State Reformatory at Elmira, to be expended under the direction of the board of managers for constructing stone floors throughout the domestic buildings and pavilions, \$12,000, or so much thereof as may be necessary."

"For the Western House of Refuge for purchase of boilers and heating apparatus, \$7,500 ; for extraordinary repairs, \$2,500 ; for fitting up and furnishing four shops, for the employment of instructors therein, and for material and incidental expenses thereof, to establish a school of technology, \$15,000 ; for compensation for loss of earnings growing out of the change of the hour for schools, and in withdrawing one hundred boys from the shoe shop, \$6,900 ; and for deficiency in appropriations for maintenance for the current fiscal year, \$5,000, or so much of each of the above items as may be necessary."

Page 14, after item for Normal School at Potsdam, insert the following :

"For the State Normal School at Brockport, for repairs to buildings, painting, furniture, reference books, fences and walks, \$6,799.50, the same to be expended under the direction of the Superintendent of Public Instruction."

Page 19, line 3, add the following :

"And for deficiency in appropriations for the fiscal year beginning on the 1st day of October next, for books, stationery, printing, postage, room rent, and traveling expenses of the commission and its employees according to the provisions of said chapter, \$3,000, or so much thereof as may be necessary."

"For the Comptroller, to be expended under the supervision of the officers of the Gettysburgh Battle-Field Memorial Association, in the erection of suitable permanent monuments to mark the positions occupied by New York troops in the decisive battle of Gettysburgh, and in preserving or reproducing and perpetuating the several defensive works thrown up by them, the sum of \$10,000."

Same page, transfer item confirming certain resolutions of the Senate and joint resolutions of the Legislature, so as to follow item for Thomas W. Griffin, amended so as to read as follows :

“For the payment of an award made May 12, 1884, by the Board of Claims, in favor of John D. Parsons, Philip Ten Eyck, Thurlow Weed Barnes, Nancy M. Dawson and Burritt S. Dawson, composing the firm of Weed, Parsons & Company, for services in printing, lithographing and binding for the Attorney-General, State Engineer and Surveyor, Clerk of the Assembly, New Capitol Commissioners, Regents of the University, Department of Public Instruction, and Secretary of State, and for the Legislature printing testimony on corners and dealers in futures, testimony on administration of insane asylums, testimony in investigation of the common lands of Gravesend, testimony in the investigation of the alleged abuses on the part of receivers, and as to receiverships, printing and binding New York Civil List for 1883, and the Report of the State Entomologist for 1882, and the Colonial History, none of which is embraced in the contracts for legislative printing, the sum of \$18,998.43.”

Your committee further report that they have agreed to recommend that the Senate do recede from the following amendments to the bill as adopted by the Senate.

Page 7, strike out from and including line 34, down to and including line 8, on page 8, as follows:

“For the Comptroller, for payment of the judgment of Andrew Kehn against the State of New York, \$794.29, and for interest thereon, \$24, and for payment of the judgment of Bernard Grimes against the State of New York, \$469.49, and of interest thereon, \$11.50. The Comptroller shall pay the above-named judgments, upon the said judgment creditors producing to and filing with him satisfactions of said judgments, certified by the Attorney-General to be in due form.”

Page 12, after item for Thomas W. Griffin, insert item for payment of awards to James H. Hoose, William J. Hammond and Charles W. Mosher.

Page 17, strike out from lines 20 to 30, both inclusive, as follows:

“For Edward C. James, for legal services in the cases of The People of the State of New York against the New York, Lake Erie and Western Railroad Company, and the same against the New York Central and Hudson River Railroad Company, on writs of *mandamus* to compel the performance of their duties as carriers of freight, rendered at the request of the late Attorney-General of the State, \$2,000, or so much thereof as may be necessary, payable upon the certificate of the Attorney-General and the audit of the Comptroller.”

Your committee further report that they have agreed to recommend that the Senate do recede from its amendments to the bill on the following items, and do concur in such items after being amended in conference committee, so as to read as follows:

Page 12, strike out from and including line 29, down to and including line 16, on page 13, and insert in lieu thereof the following (after the item for fees of witnesses and experts in the case of McMasters):

“For the Attorney-General to pay for legal services rendered the State of New York by Messrs. Russell & Latting, at the request and

under the direction of the late Attorney-General, \$1,185, or so much thereof as may be necessary, to be paid upon vouchers to be approved by the Comptroller.

"For the purchase of law books in possession of the judges of the Court of Appeals, to be paid upon certificates of the judges having the possession and use thereof, and upon the audit of the Comptroller, \$3,430.77, or so much thereof as may be necessary."

Page 17, strike out from lines 2 to 12, both inclusive.

Insert in lieu thereof the following (before item for Attorney-General for services of clerical force).

"For the Attorney-General, to pay for the legal services and disbursements of Messrs. Russell, Denison and Latting, as counsel of the State of New York in the trial and preparation of forty-one cases in the State Board of Claims, argument of one case in the Court of Appeals, and preparation and settlement of two cases on appeal to the General Term of the Supreme Court, the sum of \$938.79, or so much thereof as may be necessary, all of which services and disbursements were rendered and made since January 1, 1884, under the authority of the Governor."

All of which is respectfully submitted.

FRED'K LANSING,
CHARLES S. BAKER,
JOHN C. JACOBS,
Senate Committee.

D. C. LITTLEJOHN,
N. C. BOYNTON,
FRANK RICE,
W. E. SMITH,
Assembly Committee.

ALBANY, May 12, 1884.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 98 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Higgins	Locke, S. D.	Rice
Allen	Dibble	Hodges	Locke, L. R.	Roche
Barnes	Dimmick	Hooley	Maher	Roosevelt
Beckwith	Donnelly	Horton	McCabe	Rosenthal
Binder	Donohue	Howe	Mullaney	Scott
Boynton	Earl	Howland	Murphy	Seeber
Briggs	Ely	Hubbell	Murray	Shoemaker
Brown, C. W.	Erwin	Husted	Nash	Sipp
Brown, J. H.	Farnum	Jackson	Nelson	Smith, W. E.
Burns	Farrell	Jobes	Noxon	Sweet
Butler	Felter	Johnson, G. R.	Odell	Taylor
Cady	Garbutt	Jones	Oliver	Van Allen
Cartwright	Geddes	Joyce	O'Neil	Van Cott
Church	Haggerty	Kelly	Osborne	Van Duzer
Clarke	Hall	Kent	Otis	Veeder
Clapp	Harpending	Kittle	Owen	Walrath
Clinton	Hasbrouck	Kneeland	Palmer	Welch
Coffey	Hawkins	Lewis	Pierson	Westfall
Craig	Heath	Lindsay	Priddy	Zimmerman
Curtis	Hendricks	Littlejohn		

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate bill entitled "An act to reduce, levy and confirm the assessment for the Bond street sewer in the city of Brooklyn, imposed under an act entitled 'An act relating to sewers and drainage in the city of Brooklyn,' passed April 23, 1879, and in relation to the payment of said assessment," having been announced for a third reading,

Mr. Burns moved to strike out the first section.

Mr. Kelly moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Burns, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 17 }

Those who voted in the affirmative, were

Ackroyd	Craig	Heath	Maher	Rice
Allen	Curtis	Hendricks	McDonald	Roosevelt
Baker	Dayton	House	Nelson	Seeber
Barager	Dibble	Howe	Noxon	Smith, W. E.
Becker	Dimmick	Howland	Odell	Sweet
Beckwith	Donnelly	Husted	Oliver	Taylor
Boynton	Ely	Jackson	O'Neil	Tremper
Briggs	Erwin	Kelly	Osborne	Van Cott
Brown, C. W.	Farnum	Kent	Otis	Van Duzer
Butler	Geddes	Kneeland	Pierson	Walrath
Cartwright	Hall	Kruse	Pratt	Welch
Childs	Hasbrouck	Lewis	Price	Westfall
Church	Haskell	Littlejohn	Priddy	Whiteman
Clapp	Hawkins			

Those who voted in the negative, were

Barnes	Duffy	Garbutt	McCabe	Nason
Burns	Earl	Hodges	Murray	Scott
Coffey	Farrell	Lindsay	Nagle	Veeder
Darragh	Felter			

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The hour of 2 o'clock having arrived, the House, pursuant to resolution, took a recess until 4 o'clock.

FOUR O'CLOCK, P. M.

The House again met.]

The Senate returned the Assembly bill No. 620, entitled "An act to extend and define the powers of the Collateral Loan Association."

Ordered. That the Clerk deliver said bill to the Governor.

The Senate sent for concurrence the following resolutions :

Resolved (if the Assembly concur), That the Governor is authorized to appoint three commissioners to examine part second of the new revision of the statutes, now before the Legislature, and report at the beginning of the next legislative session, upon the propriety of adopting the same, and if so, what if any amendments are advisable. The commissioners shall receive no compensation for their services. Any vacancy may be filled by the Governor.

Also, the following :

Resolved (if the Assembly concur), That said commissioners be authorized to report also upon the expediency of providing by law for any further or additional revision of the statutes, and if so, what.

Said resolutions being concurrent,

Ordered, That the same be laid upon the table.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto.

"An act to amend the Code of Criminal Procedure" (§ 792).

"An act to amend 'An act in relation to a fund or property proceeding from the trustees for the Society of United Christian Friends in the city of New York, a religious corporation, or from the congregation or society of said corporation,' passed May 10, 1877."

"An act to amend the Code of Civil Procedure" (§§ 438, 873, 1953 and 2606).

"An act for the better protection of life and property upon the railroads of this State, to promote the safer and better management of steam railroads."

Ordered, That the Clerk return said bills to the Senate.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 13, 1884. }

To the Assembly :

Pursuant to a concurrent resolution of the Senate and Assembly, I herewith return, for amendment, Assembly bill No. 460, entitled "An act to amend and revise an act entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same,' passed March 26, 1859."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Childs	Garbutt	Locke, S. D.	Seeber
Allen	Church	Hawkins	McCabe	Shoemaker
Bailey	Clarke	Hodges	Murphy	Sipp
Baker	Clapp	Howland	Nash	Smith, C.
Barnes	Coffey	Hubbell	Nelson	Sweet
Barager	Craig	Husted	Noxon	Taylor
Beckwith	Curtis	Jones	Oliver	Tremper

Binder	Dean	Joyce	O'Neil	Van Allen
Boyce	Dibble	Kelly	Osborne	Van Cott
Boynton	Donohue	Kittle	Otis	Van Duzer
Briggs	Earl	Kneeland	Pierson	Welch
Brown, C. W.	Ely	Kruse	Pratt	Westfall
Brown, J. H.	Erwin	Lewis	Rice	Whiteman
Burns	Farrell	Lindsay	Roosevelt	Zimmerman
Butler	Felter	Littlejohn	Scott	Speaker
Cady	Forsyth			

On motion of Mr. S. D. Locke, and by unanimous consent, the same was amended as follows:

Strike out all after the enacting clause, and insert the following :

SECTION 1. Chapter 65 of the Laws of 1859, entitled "An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same," is hereby revised and amended so as to read as follows:

TITLE I.

SECTION 1. The corporate name of said village shall hereafter be the village of Hoosick Falls. All that district of country in the county of Rensselaer, contained within the boundary lines of the village of Hoosick Falls as now established, and the inhabitants within the limits aforesaid, shall continue to be a municipal corporation by the name aforesaid. The said village shall be divided into wards or districts as follows, to-wit:

First ward — The first ward shall be that portion or part of said village lying on the north and west side of the Hoosick river, now known as Clay Hill and Trumansville.

Second ward — The second ward shall be all that portion or part of said village lying east of Hoosick river and west of the Troy and Boston railroad.

Third ward — The third ward shall be all that portion or part of said village bounded as follows: Commencing at the Troy and Boston railroad covered bridge; running thence south, along said railroad, to the south boundary line of said village; thence east, along said south line, to the east boundary line of said village; thence north, along said east boundary line, to the center of Ball street; thence along said Ball street to Abbott street; thence along said Abbott street to Classic street; thence along said Classic street to the west line of the Lyman Wilder homestead property; thence due north to the Hoosick river; thence westerly along said river as it winds and turns to the place of beginning.

Fourth ward — The fourth ward shall be all that portion or part of said village bounded as follows: Commencing at the west line of the Lyman Wilder homestead aforesaid; running thence east, along Classic street, to Abbott street; thence southerly, along said Abbott street, to Ball street; thence easterly, along said Ball street, to the east boundary line of said village; thence northerly, along said east boundary line, to the north boundary line of said village; thence westerly, along said north line, to the Hoosick river; thence up said river as it winds and turns to a point due north of said west line of the Lyman Wilder homestead aforesaid; thence due south to the place of beginning.

§ 2. The said corporation may sue and be sued, complain and defend, in any court, may make and use a common seal, alter it at pleasure,

and may take by gift, grant, devise, bequest or purchase, and hold and convey such personal and real estate as the purposes of such corporation may require, and shall be vested with all the powers, franchises and rights belonging to a municipal corporation, and be subject to all the restrictions and provisions imposed by law upon a municipal corporation, except as otherwise provided by this act.

TITLE II.

SECTION 1. The officers of said village shall be a president, two trustees for each ward or district, a collector of village taxes, a police justice, a treasurer, two assessors, to be known and designated as general assessors, and a constable for each district or ward. All of which shall be elected by ballot, and shall possess the powers and discharge the duties of their respective offices, as now provided by law, except as modified by the provisions of this act. There shall also be the following officers of said village, viz.: A street superintendent, a village clerk, a village attorney, a health officer, a chief engineer of the fire department, and an assistant engineer of the fire department. All of which last-named officers shall be appointed by said board of trustees of said village, and who shall hold their respective offices for their respective terms, as provided for by this act, and in case of any vacancy, either by expiration of term of office, by death or otherwise, such vacancy shall be filled by the board of trustees as now provided by law.

§ 2. There shall be a president of the village, who shall hold his office for the term of three years. He shall be a citizen of the United States, an elector of the village of Hoosick Falls, and shall be the owner of property within said village subject to taxation. He shall take the usual oath of office, to be administered by an officer authorized to administer oaths, before entering upon the duties of his office. He shall be the presiding officer of the board of trustees at any regular or special meeting so held, and shall have a vote therein, the same as any member of said board. He shall also have power to suspend any officer appointed under the provisions of this act for misconduct in office or any neglect of duty, to be specified in the order of suspension. And he shall, within five days, call a special meeting of the board of trustees, of which he shall be the presiding officer; and said board shall have power to hear and determine the said charges against said officer, and, if found to be true, upon a two-thirds vote of said board, the said president shall remove said officer from his office; but no such hearing or determination shall be had without reasonable notice to the officer complained of, and an opportunity afforded him to be heard in his defense. He shall within the village maintain good order and enforce the laws. He shall have the custody of the seal of the village, and may call special meetings of the board of trustees. He shall receive an annual salary not exceeding the sum of \$200, to be fixed by the board of trustees, and which shall not be increased or diminished during his term of office.

§ 3. There shall be a treasurer of the said village of Hoosick Falls, who shall hold office for the term of three years. He shall receive a salary not exceeding the sum of \$200, to be fixed by the board of trustees, and which shall not be increased or diminished during his term of office. He shall keep a separate account with every department for which funds are specifically raised by tax, or for which funds are raised by assessment or tax for local or other improvements. He shall require all warrants or bills presented for payment to state particularly against which of said funds said bills or warrants are drawn, and he shall at no time permit any of said specific funds or accounts to be overdrawn, neither shall he at any time permit funds to be drawn from one account to pay the bills or warrants chargeable to any other account. He shall require all bills or warrants presented for payment to be assigned by the village president and the village clerk, or in the absence of either of said officials, it shall be signed by two trustees of said board. He shall, upon receiving a bill or warrant as aforesaid, carefully examine the same, and if said bill or warrant contains an item for which no funds have been specifically designated, or if the funds so designated shall have been exhausted, he shall immediately return it to the person so presenting it, and the warrant therefor shall not be paid unless special provision be made therefor by said board of trustees. It shall be the duty of said treasurer to keep in a book for that purpose an account of each and every draft or warrant, stating to what specific fund the same is chargeable. At the commencement of and before entering upon his term of office, said treasurer shall give his bond to the village of Hoosick Falls with at least two sufficient sureties (who shall justify in the aggregate in the sum of \$30,000), in the sum of \$30,000, to be approved by the board of trustees, conditioned for the faithful performance of the duties as prescribed by the provisions of this act and the laws of this State.

§ 4. There shall be a proper and suitable person appointed, as provided by this act, who shall be attorney and counsel for the corporation. He shall have the management and control of all the law business of the corporation, and all the law business in which the said village shall be interested; shall draw all leases, contracts, deeds and all other legal papers for the village, and shall be the legal adviser of the board of trustees; he shall have the charge, management and control, and shall conduct all the proceedings in opening, widening, altering or extending streets, alleys, avenues or roads, and shall perform such other legal services as may be required of him pursuant to law and the ordinances of the village of Hoosick Falls; he shall receive a salary therefor not exceeding \$200, to be fixed by the board of trustees, exclusive of all disbursements, and in full for all services performed for the corporation, including all attorney and counsel fees arising or which may accrue on any proceedings or any local improvement or otherwise, all of which fees shall belong to and be paid in to the treasurer for the use of the said village of Hoosick Falls. The said attorney shall hold his office for two years, and whenever, by the expiration of the term of the incumbent, or by his removal from office, or for reason of vacancy for any cause, a new village attorney

shall be appointed, he shall be entitled to the possession of all books and papers appertaining to the office. And all pending suits shall be prosecuted or defended by the village attorney in office, and the outgoing village attorney or his legal representative shall deliver all papers or property appertaining to the office to the newly-appointed officer so entitled to receive the same. The village attorney shall keep an account of the moneys actually expended in the prosecution and defense of such duty, or in the performance of any legal business in behalf of the village, by and under the direction of the board of trustees, and such expenses shall be audited and paid the same as other accounts against said village are audited and paid. He shall also keep an account of all fees and costs collected by him, and shall account for the same as money had and received on behalf of the village. But he shall not commence or discontinue any suit or proceeding, or make any compromise or settlement, or remission of fees, costs or charges, without the advice or consent of the board of trustees. At the commencement and before entering upon the term of his office, said village attorney shall give his bond to the village of Hoosick Falls in such sum and in such manner as shall be designated by the board of trustees, and which bond shall be conditioned for the faithful performance of the duties of his office, and he shall also take the usual oath of office. The board of trustees, by a vote of two-thirds of the members thereof, may at any time remove the village attorney from office for good cause shown, he first being furnished with a copy of the charges alleged against him, and being allowed a reasonable opportunity to defend thereon.

§ 5. There shall be appointed by the board of trustees a street superintendent, who shall hold office for the term of two years, unless removed for a good and sufficient cause, as provided for in this act. He shall receive a yearly salary not exceeding \$700, to be fixed by the board of trustees. The said superintendent shall have the charge and superintendence of the labor and repair of all buildings, bridges, sewers, culverts, drains, wells, cisterns, streets, alleys, avenues and roadways, including the grading, paving and curbing of streets, alleys, avenues and sidewalks. The salary of the said superintendent shall be paid quarterly. Any draft, order or warrant drawn by the superintendent in favor of any person or persons for the payment of any work performed or materials furnished, shall be accompanied by a certificate from the said superintendent showing that the said work had been performed, or the materials furnished and shall specify where and for what purpose the work was done or materials furnished, and that the said bill or warrant therefor is correct, together with the affidavit or affirmation of the claimant of said bill, showing that the claim for which said bill was made is correct and not overcharged. Any draft or bill so drawn, accompanied by the certificate of the superintendent with the proven statement of the claim as aforesaid, shall be audited by the board of trustees, if said board is satisfied that the said claim is correct and is a just charge against said village. He shall also take and subscribe the usual oath of office before entering upon his duties.

§ 6. The health officer to be appointed under the provisions of this act shall hold office for the term of two years at an annual salary not exceeding \$150, to be fixed by the board of trustees, and said health officer, together with the president, the street superintendent, the clerk of the village, and the village attorney, and two other persons to be appointed by the board of trustees, shall constitute the board of health of the village of Hoosick Falls, and who shall possess all the powers and be subject to all the provisions of the law relating to boards of health as now enforced or may hereafter be provided.

§ 7. There shall be a police justice of said village, who shall be a resident of said village of Hoosick Falls and shall be liable to taxation therein, and who shall hold office for the term of three years. The said police justice shall be elected and discharge the duties of his office as hereinafter provided. He shall have the same jurisdiction in criminal matters which justices of the peace now have by law, or which may hereafter be conferred upon justices of the peace, and shall be subject to the same duties and liabilities of the justices of the peace of the several towns of this State. Such police justice shall have within the limits of the village of Hoosick Falls, if the alleged crime or misdemeanor shall have been committed within said village, exclusive jurisdiction, except as hereinafter provided, to issue all warrants, hear and determine all complaints, and conduct all examinations and trials in criminal cases that may be had by a justice of the peace or before a court of special sessions, and shall have the same power and jurisdiction in such criminal cases which justices of the peace now have by law, or which may hereafter be conferred upon them, and shall have exclusive jurisdiction in all cases of violation of the ordinances of said village. He shall also have authority to administer oaths and verifications of accounts against the village, but shall have no other civil jurisdiction. He shall receive an annual salary, not exceeding \$200, to be fixed by the board of trustees, which shall be in lieu of, and instead of all fees and charges for services of any kind in criminal actions or proceedings had before him. The said salary fixed as aforesaid shall not be increased or decreased during his term of office. When any person charged with having committed any crime or offense within the village of Hoosick Falls, over which said police court shall have jurisdiction, shall be brought before such magistrate, it shall be his duty forthwith to try and determine the complaint or charge against such person according to the provisions of the Code of Criminal Procedure, and no other court or magistrate shall have jurisdiction to try such person for such offenses, except as hereinafter provided; and before entering upon such trial said police magistrate may at his discretion adjourn the hearing or trial thereof from time to time for the purpose of procuring material testimony, either on the part of the people or the accused for a period of ninety days, and such magistrate may commit the accused to jail until such day, or suffer such accused to go at large upon his or her executing to the people of the State of New York, and filing with the said police magistrate, a bond

with one or more sureties to be approved by him, in the penalty not exceeding \$500, conditioned for the personal appearance of the accused before such police magistrate on the date on which such hearing or trial shall have been adjourned, and that he will not depart therefrom without leave from the court. Whenever any bond so given shall be forfeited, it shall be the duty of the said police magistrate to deliver the same to the president of the village, and the said president of the village, upon receiving said bond, shall at a meeting of the board of trustees demand that the same be delivered to the village attorney for prosecution. If a majority of the board of trustees so order, it shall be delivered to the village attorney for prosecution, and the said village attorney shall commence an action to recover the penalty of said bond, and such action shall be in the name of the people and for the benefit of the village of Hoosick Falls, and prosecute the same to judgment. All moneys collected in such suits or upon such bonds shall immediately be accounted for and paid over by said village attorney to the treasurer of said village of Hoosick Falls for the use and benefit of said village and be credited to the police fund. The police magistrate shall keep a true and accurate record of the proceedings before him; such record shall contain the names of all persons arrested and brought before him and the substance of the charge made against them, and names of all persons against whom warrants shall have been issued and the substance of said charge contained in said warrant, and in case of conviction, a full statement of the sentence and a full and correct account of any prisoner brought before him and the fines paid in. The said police magistrate is authorized to charge and receive in all criminal cases such fees as are now allowed by law to justices of the peace in towns for like services, and to receive all costs, fines or money arising from or out of any of the actions or proceedings before the said police magistrate, provided for in this act; and he shall account for all such fees, costs, fines or money received by him and pay over once in each month the same in full to the treasurer of the village of Hoosick Falls for the use and benefit of said village, and the same shall be credited to the police fund. Any fine imposed on any person who, in default of the payment thereof, shall have been committed to the county jail by said police magistrate, shall be paid to the sheriff of the county of Rensselaer and be released from the jail. All moneys received by the sheriff of the county, as aforesaid, shall be accounted for and paid semi-annually by said sheriff to the treasurer of the village of Hoosick Falls, and shall be credited to the police fund. Said justice shall be subject to the same liabilities, and his judgments and proceedings may be reviewed in the same manner and to the same extent as now provided by law. In case of sickness or vacancy in the office of police justice, the board of trustees may appoint a justice of the peace residing in said town, who shall perform the duties of said police justice during said sickness or vacancy, or inability to act, and shall receive the same fees therefor as though no police justice had been elected in said village.

§ 8. The president of the village, the clerk of the village, the village attorney, the village treasurer, the street superintendent and the village assessors shall each, before entering upon the duties of their respective offices, take and subscribe an oath or affirmation according to law, faithfully to perform the duties appertaining to their respective offices. If they, or either of them, shall knowingly violate said oath or affirmation by any neglect of duty, or shall make any false statement, or shall audit or pay any account not justly due from the village, or shall be guilty of malfeasance or misfeasance in office, they or he shall be liable therefor, and, upon conviction, shall be punished in the manner provided by law.

§ 9. The president, the treasurer, the street superintendent, the village clerk and the village attorney shall constitute a board of estimate and assessment, a majority of whom shall form a quorum. It shall be the duty of the said board of estimate, on or before the first day of March in each and every year, to present to said board of trustees a statement in writing of the several sums of money which they shall deem necessary to be raised by tax for the various purposes contemplated by this act, and otherwise by law, for the fiscal year commencing next thereafter; and it shall be the duty of the said board of trustees to raise by tax the several sums of money so estimated, if said board of trustees shall be satisfied that said estimate is correct and proper, by the said board by tax upon the taxable property in said village, in the manner hereinafter provided, in each and every year on or before the first day of July thereafter. It shall be the duty of the board of trustees to raise by tax in each and every year the whole amount of money necessary for maintaining the village government, but it shall not be lawful for the said village to expend, or contract to be expended, in the current year a larger sum than so estimated and so provided for by the said board of trustees in the tax levies aforesaid.

§ 10. It shall be the duty of the village clerk to attend the meetings of the board of trustees, to keep the minutes of all their proceedings and record the same in a book to be kept for that purpose, and to report such proceedings for publication in a newspaper published in the village of Hoosick Falls, N. Y., if there be such newspaper, also to copy in a separate book to be kept for that purpose all ordinances duly enacted by the said board of trustees, and to sign as clerk all bills and accounts audited by said board of trustees; to call special meetings of the board of trustees, on the written request of the president or any four members of said board; to receive and file all reports of committees made to said board of trustees; to receive and file all bonds of the village officers which may not by law be required to be filed with the county clerk; to receive and file oaths of office of all village officers; to give notice of village elections and when and where the same are to be held; to receive election returns; to notify all persons elected to any office in the village of their election, and to notify all appointees of their appointment, and to perform such other duties as are required by existing laws and that shall be prescribed by the board of trustees.

TITLE III.

SECTION 1. The legislative powers of said village shall be vested in the board of trustees. The members of the board of trustees shall meet in the court-room in the village of Hoosick Falls, or at such other place as may be provided, on the first Tuesday after the first election, and after each subsequent election, under the provisions of this act, and shall then and there organize and proceed to appoint all officers required to be appointed by the provisions of this act. It shall be the duty of the village board of trustees to appoint a committee of three members to particularly investigate the finance department of the village at least sixty days before the termination of the fiscal year and to report thereon before thirty days.

§ 2. The board of trustees shall fix the compensation and prescribe the duties of all officers of said village in such manner as to carry out the purposes of this act and as the welfare of the said village may require, not inconsistent with the laws of this State or the United States. The compensation or any salary of any officer shall be fixed before his appointment or election, and shall not be increased or diminished during the term for which he shall hold his office, nor shall any extra compensation be made to any officer during the term for which he is appointed or elected. No officer of said village shall be interested either directly or indirectly in any contract work done or supplies furnished said village. A majority of the board of trustees shall form a quorum to transact business. Any resolution appropriating money shall require a two-thirds vote of all the members elected to said board of trustees.

TITLE IV.

SECTION 1. The board of trustees shall have power under the restrictions and limitations hereinafter mentioned, and in pursuance of existing laws not inconsistent herewith, to cause streets, alleys and avenues to be opened and widened, and to be kept in repair, to provide that lamp-posts and lamps be erected, and cisterns made for the purpose of furnishing water in case of fire, and to cause sewers and drains, wells and pumps to be constructed and repaired, and generally to cause such other improvements in and about such streets, alleys and avenues to be made as the public want and convenience may require.

§ 2. Whenever a petition for opening or widening any street, alley, road or avenue in said village, signed by a majority of all the owners of property on said street, alley or road shall be presented to the board of trustees, the said board of trustees may cause a notice to be published in a newspaper published in said village, that such application has been made and of the time (which shall not be less than twenty days from the last publication of such notice) when they will proceed on such petition, which notice shall be published once a week for six weeks. Before giving notice of the pendency of such application, the said village assessors shall fix the limit or district of assessment. In case one or both of said assessors shall be interested

in said improvement, it shall be the duty of the board of trustees to appoint in their stead one or two disinterested persons to perform the duties devolving upon said assessors. And a description of such limit or district shall be inserted in and form a part of such notice, and the expense of all new work and improvements and alterations not in the nature of ordinary repairs shall be assessed, and be a lien upon the property lying within the assessment district benefited when completed, in a section or as a whole, and so certified to the board of trustees by the village assessors. The board of trustees may, in their discretion or judgment, cause one-half the expense of any improvement to be assessed on the taxable property of the whole village. If the board of trustees shall deem it proper to permit such improvements to be made, they shall so decide by resolution, and if the proposed improvement requires the purchase of land, they shall appoint a committee to negotiate for the land required, and if a purchase of the land is made the sum agreed upon to be paid therefor shall be assessed and be upon the property benefited to the extent and according to the provisions of this section. If the said committee cannot agree with the owners of the required lands, they shall so report, and the board of trustees shall give notice of such intended improvement by publishing the same in a newspaper published in said village, or by serving a copy of the same personally upon, or by depositing in the post-office a copy thereof, addressed to each owner of the required land residing in the village of Hoosick Falls, that they will, upon some day, at least fifteen days thereafter, to be named in said notice, cause application to be made to the Supreme Court or to the County Court, for the appointment of three persons as commissioners, to estimate the expense of the said improvement and the amount of damages to be sustained therefrom by the owners of lands and buildings to be taken for such improvement, and all other persons interested in the premises and improvements who may be affected thereby. Upon the day designated in said notice, or on some other day named by the court, it shall hear the application and appoint the said commissioners, and fix the time and place of the first meeting. The persons so appointed shall not be interested in the improvement. The said court may appoint other commissioners to act in their stead, who may from any cause be disabled from service.

§ 3. The said commissioners shall take and subscribe an oath before some officer authorized to administer oaths, faithfully and impartially to perform the duties which shall devolve upon them by virtue of said appointment, according to the best of their ability, and shall then proceed to make the estimate mentioned in the preceding section, and for that purpose they shall have power to enter upon and examine the lands and tenements proposed to be taken for such improvement, or that shall be affected thereby, to hear the proofs and allegations of the parties interested, at such time and place as they may appoint, and to continue such hearing by adjournment from time to time, as they may deem proper. The report of said commissioners shall be made in tabular form, with columns in which shall

be distinctly given the whole expense, and the several items of said expense, the number of pieces of land required for such improvement, and of any residue, lots or pieces of land within the district of improvement, of which only a part will be required for the same, the names of persons and corporations interested in the property taken for the improvement where said names are known to said commissioners or either of them, and the nature of their interests, and the amount awarded to the different parties, and so many and such other columns of tabular statement as may be necessary to state the true interests of the parties in the lands and premises, and their liabilities in relation thereto. After the said report shall have been completed, which shall be within sixty days after the appointment of said commissioners, it shall be filed by the said commissioners in the clerk's office of the county of Rensselaer, and a copy thereof with the clerk of the village of Hoosick Falls. They shall then cause a notice thereof to be published in a newspaper published in said village or posted conspicuously in at least three different places in said village, that the same has been completed and filed, and that they will meet at a time and place within the said village of Hoosick Falls, therein to be stated, and not less than ten days thereafter, for the purpose of reviewing the report. At the time and place so specified any person may offer objections in writing to said report, and accompany the same with such affidavits as may be proper; said commissioners shall thereupon, or as soon as convenient thereafter, not exceeding thirty days, review their said report and correct the same, and shall again file the same in the office of the clerk of the county of Rensselaer, and also in the office of the clerk of the village of Hoosick Falls, as aforesaid.

§ 4. The board of trustees shall then cause to be published in a newspaper published in said village, or posted in three conspicuous places therein, a notice that the said report has been so completed and filed, and that application will be made at some time not less than fifteen days thereafter on behalf of the said board of trustees to the Supreme Court or to the County Court, the time to be specified in such notice, to have the said report confirmed. During the said space of fifteen days the said report shall remain open to the inspection of all persons interested, and any person so interested may within that time appeal from said report. Such appeal shall be by notice to be served upon the president of the village of Hoosick Falls, within the period last mentioned, and at least six days before which the said report is to be presented to the court for confirmation, which notice shall be accompanied with copies of the affidavits which shall have been delivered to the commissioners, if it be intended to use or refer to copies thereof on such appeal, also with brief statements in writing of the grounds of objection to said report, and of the manner in which it is contended the same ought to be altered.

§ 5. The said commissioners shall be allowed three dollars each and every day actually and necessarily employed about their duties.

§ 6. Whenever a final award is made for damages sustained by reason of making such improvement as aforesaid the village assessors shall, within twenty days thereafter, assess the amount of such damages upon the property benefited by said improvement, as provided by section two of this title. The amount of said assessment shall include damages awarded for lands, commissioners' fees and all other items of expense contracted necessary to such improvement. Said assessment-roll shall be signed by the president of the village, and filed with the clerk, and be collected in the same manner as the annual tax is collected, and the trustees shall, within one year from the time of said award, pay or tender the amount of such damage to the persons to whom the same shall have been awarded, and in case the said owner shall refuse the same, or be unknown, or a non-resident of said village, idiot or lunatic, or if the rights and interests of persons claiming the same shall be doubtful, it shall in such cases be lawful for the board of trustees to pay the amount of such damages to the county treasurer of said county where said lands are situated, for the benefit of such person or persons as may be entitled to the same, accompanied by a statement of the facts under which such payment was made. The board of trustees shall cause the clerk of said village to make an entry in the village records of the money deposited, stating amount with the names of the parties by the awards declared to be entitled to the same. On the proper person or persons being ascertained who are entitled to receive such money, the president of the village is authorized to draw an order on said county treasurer, countersigned by the clerk, and payable to the order of the person or persons entitled to such money, for the amount due such person or persons.

§ 7. No improvement shall be made under the provisions of this title, the cost of which shall exceed \$2,000, unless first submitted to the taxable inhabitants of Hoosick Falls, at a special election held for that purpose. If, at such election, it is voted to make such improvement, the provisions of this act shall govern the subsequent proceedings.

§ 8. All proceedings under this act shall be in the name of the village of Hoosick Falls, and any title acquired thereby shall be deemed vested in the village of Hoosick Falls.

TITLE V.

SECTION 1. The said board of trustees shall, in each and every year, cause a sum sufficient to pay the ordinary expenses of repairing streets, alleys and squares, and cleaning and lighting the same, and cleaning and repairing sewers, together with the expense of paving all crosswalks at the intersection of streets and alleys and sidewalks, to be raised by tax, which sum shall be raised, apportioned, levied and assessed in one tax upon the real and personal property liable to taxation in the village of Hoosick Falls. The said board of trustees, in addition to the foregoing, shall, in each and every year, cause a sum sufficient to pay all ordinary and necessary expenses of maintaining the village government, including and maintaining the highways of

said village, to be raised, levied and collected by tax, which sum shall be raised, apportioned, levied and assessed upon the real and personal property liable to taxation in the village of Hoosick Falls, as now provided by law.

§ 2. The said board of trustees shall in each and every year cause a sum to be raised in addition to the above, sufficient to pay the interest and principal due upon the debt of the village of Hoosick Falls, as provided for by chapter 220 of the Laws of 1882.

§ 3. The said board of trustees shall in each and every year cause a sum sufficient to pay the ordinary and necessary expenses of any improvement made, or to be made, under the provisions of this act, or of any existing laws, to be raised, levied and collected by tax as hereinbefore provided.

§ 4. It shall not be lawful to allow any cattle, horses, sheep, goats and swine to run at large in any highway, alley, street, avenue or square of the village of Hoosick Falls, and any law of this State now in force, or which may hereafter be enacted, to prevent animals from running at large in highways, shall apply to the village of Hoosick Falls.

§ 5. All taxes for whatever purpose levied in said village shall be collected in the manner hereinafter described. A copy of the tax list shall be delivered to the village collector with the warrant annexed thereto, signed by the clerk and president of said village, directing him to levy and collect the several sums therein specified, as assessed against the property and persons therein named, and to return such warrant within ninety days after the date thereof to the said board of trustees. Such warrant may in the discretion of the board of trustees be renewed from time to time, either before or after the return thereof by indorsement thereon or by certificate annexed thereto, signed by the president and clerk and specifying the time of such renewal.

§ 6. On receipt of such tax list and warrant the collector shall proceed to collect the taxes therein specified in the same manner and with the same powers and duties of a town collector for the collection of taxes imposed by a board of supervisors and shall be entitled to charge the same fees for collection.

§ 7. Public notice of every estimate and assessment shall be given at least eight days before the final confirmation thereof, in a newspaper published in said village, or by posting such notice in at least three conspicuous places. Said notice shall state the time and place where said roll may be seen, and an opportunity offered to all persons interested in the same, to examine such estimate and assessment, and shall state that the village assessors will meet at a certain place, at a certain time therein to be stated, to hear any objection that may be made thereto, and the said village assessors may alter and amend such estimate and assessment as the right of the case may require.

§ 8. Every tax or assessment-roll filed with the clerk or delivered to the collector of said village shall in all courts and places be evidence of the imposition of the taxes and assessments therein contained, and the taxes and assessments therein assessed upon or in

respect to any real estate shall be liens upon such real estate for six years from the time such tax or assessment-roll shall be filed with the clerk of the said village.

§ 9. Upon return being made by the collector to the said trustees of any unpaid taxes or assessments, the trustees may cause a copy of so much of the tax or assessment-roll as contains them, or any part thereof, to be published in a newspaper published in said village once a week for six weeks successively, with a notice that if such taxes or assessments shall not be paid to the treasurer within the said six weeks, the lands on which and in respect to which they are imposed will be sold, at a time and place therein mentioned, at public auction, to the person who will take the same for the shortest period and pay the taxes or assessments of such sale. If there be no newspaper published in Hoosick Falls, then the above publication shall be had in a newspaper published in the city of Troy, in this State.

§ 10. At a time and place specified in said notice the said trustees may cause the said lands or any part thereof to be sold by the village treasurer, pursuant to such notice, and the treasurer shall thereupon make and execute two certificates of such sale, one of which he shall deliver to the purchaser and file the other with the clerk of the said village. Within fifteen months from the time of such sale the owner or owners of such land so sold may redeem the same by paying to the said treasurer, for the use of the purchaser, the amount paid by him therefor, with interest at the rate of ten per cent per annum. Such redemption may be also made of any undivided part of any land so sold, by the owner or owners thereof, on payment of a proportionate amount of the moneys paid therefor by the purchasers at such sale with interest as aforesaid.

§ 11. After the expiration of fifteen months from the time of such sale the treasurer shall execute and deliver to the purchaser or purchasers, his, her or their heirs or assigns, deeds of conveyance of the land so sold and remaining unredeemed, for the period for which the same has been purchased at said sale, and the grantee shall be thereafter entitled to the possession of the lands therein described, and the rents, issues and profits thereof, for the respective terms therein mentioned, against the owner or owners of such land, and persons claiming under him or them, and at the expiration of any such term it shall be lawful for such grantees to remove all buildings and materials erected or placed thereon by them.

§ 12. At any time within six years after the return of the collector of any unpaid tax or assessment, an action may be brought and maintained to recover the same with interest, by and in the name of said village, in any court having cognizance thereof.

TITLE VI.

SECTION 1. The village collector shall be elected annually, and shall hold office for the term of one year. Before entering upon the discharge of his duties he shall take and subscribe the oath of office, and shall make and execute his bond to the village of Hoosick Falls in a

sum double the amount of the tax-roll given him for collection, and which shall be conditioned for the faithful performance of his duties as such collector. Said bonds shall be acceptable to and approved by the board of trustees. On receipt of such tax-list and warrant the collector shall proceed to collect the taxes therein specified in the manner in this act hereinbefore set forth.

§ 2. The general assessors prescribed by this act shall hold office for the term of two years. It shall be the duty of the said assessors, on or before the first day of May in each and every year, to make out an assessment-roll showing the taxable property, both real and personal, with a fair value attached to each parcel of land, or owner of personal property, with the names of the owners of the same, in the same manner as now prescribed by law for town assessors, and deliver the same to the board of trustees, and perform such other duties as are prescribed by this act; and the said assessors shall be allowed the sum of \$3 per day for each and every day actually employed in and about the preparation of said assessment-roll.

TITLE VII.

SECTION 1. The president, police justice, treasurer, collector and assessors shall be elected by ballot by the electors of the village. The trustees shall be elected by ballot by the electors of the ward or district in which they reside respectively. All other officers in this act named shall be appointed by the board of trustees and shall hold office as herein provided. An election of village officers shall be held on the third Tuesday of March in each and every year. The first election under this act shall be held the third Tuesday of March next succeeding the passage of this act, and at such place in each ward as shall be approved by the trustees, of which election ten days' notice shall be given by publishing the same in a newspaper published in said village, or by posting said notice in at least three conspicuous places, the polls of which election shall be open at one o'clock, P. M., and close at five o'clock, P. M., of the same day. The ballot for trustees shall be indorsed "ward," and those for president, police justice, treasurer, collector and assessors shall be indorsed "village," and they shall be deposited in separate ballot-boxes, one to contain those indorsed "ward," and the other those indorsed "village." Every inhabitant of said village entitled to vote therein for Member of Assembly shall be entitled to vote at such election in the ward where he at the time shall reside. The trustees in office at the time shall be inspectors of said first election, and at each subsequent election under the provisions of this act the trustees of each ward shall be the inspectors of election for that ward, and after the closing of the polls the inspectors of election in each ward shall proceed forthwith to canvass the vote, and declare who by plurality of votes are elected trustees, and sign a certificate thereof, and also make and sign a statement certifying the number of votes polled and the number which each person voted for in such ward shall have received, which certificate and statement shall forthwith be filed with the clerk of the village, who shall immediately enter such certificate

in the book of records of the proceedings of the board of trustees, and the clerk shall immediately notify such officers in writing of their election, and file a certificate of the election of such police justice in the office of the clerk of Rensselaer county. All future elections of village officers except special elections for filling vacancies shall be held in like manner as above provided, on the third Tuesday of March in each and every year from and after the passage of this act. At the first election as aforesaid there shall be elected two trustees of each ward of said village, each of whom shall be an elector of the ward for which he is elected, and own property liable to taxation therein. At the first election to be held under the provisions of this act one trustee shall be elected on a ballot indorsed "short term," and one trustee shall be elected on a ballot indorsed "long term," for each ward or district. The trustee elected on the ballot indorsed "short term" shall hold office for the term of one year, and the trustee elected on the ballot indorsed "long term" shall hold office for the term of two years. And at each annual election thereafter held under the provisions of this act one trustee for each ward or district shall be elected to hold office for the term of two years. At any election held for the election of officers as provided by this act the trustees are empowered, at their discretion, to employ competent persons to act as poll clerks in each ward. Said clerks shall take the usual oath of office, and shall receive compensation at the rate of \$2 per day for every day actually employed in and about said election or elections.

§ 2. The official term of all persons appointed or elected under this act shall commence as follows: Such as are required to give security shall commence from the time such security shall be given and approved, wick security shall be given within ten days after being notified of their election or appointment. Such as are not required to give security, on the first Monday after their election, appointment or confirmation. And all persons elected or appointed under this act shall continue to hold their office until a successor has duly qualified, unless suspended or removed.

§ 3. All streets or avenues in said village which are now open or which shall hereafter be opened for public use, and shall be used for such for five years continually, shall be deemed and taken to be public streets and avenues of said village, and the said board of trustees shall have all jurisdiction and power in respect thereto, the same as if said streets or avenues had been or shall be opened by proceedings had for that purpose under the provisions of this act.

§ 4. The board of trustees may make, publish, amend and repeal all such ordinances, by-laws, and police regulations not contrary to the laws of this State, as may be necessary to carry into effect the powers given to said board or any of the officers of said village, and enforce observance of all rules, ordinances, by-laws and police regulations by imposing penalties upon any person, association, or corporation violating the same, not exceeding in any one case the sum of \$50, to be recovered in any court having cognizance thereof. Every such action shall be commenced by the issuing of a summons

or warrant, if judgment be rendered against defendant in such action; if under a warrant, a fine or imprisonment may be inflicted; if under a summons, execution may be issued thereupon immediately; and every such execution may require and direct in case sufficient goods and chattels cannot be found to satisfy said judgment, of the defendant being imprisoned in close custody in the county jail of the county of Rensselaer for a time not exceeding thirty days, but such fine as aforesaid shall not exceed \$50 or fifty days' imprisonment. Every such action shall be brought in the corporate name of the village of Hoosick Falls as plaintiff, and in the complaint it shall only be necessary to state the title and the section or sections of the by-law or ordinance alleged to be violated, the time of its passage, and the amount claimed to be recovered.

§ 5. The board of trustees of the village of Hoosick Falls shall have the general charge, supervision and control of the police of said village, and shall exercise the powers and fulfill the duties connected with or incident to the police government and discipline of said village, as hereinafter provided. The said board of trustees shall appoint not more than seven policemen, who shall constitute the police force of the village of Hoosick Falls, and who shall enter upon the discharge of their duties immediately after their appointment. The said trustees may also, at the request of any corporation or the manager of any society holding public exhibition in said village, or the director or proprietor of any other public exhibition in said village, appoint such number of special policemen as such proprietor or director may request, but the compensation of such policemen shall be fixed by the board of trustees, and shall be paid by the corporation, society, proprietor or director requesting their appointment. No person shall be appointed a policeman by the said board of trustees, or shall continue to hold office as such, who is not a citizen of the United States, or who has ever been convicted of crime, or who cannot understandingly read and write the English language.

§ 6. The policemen appointed by such board of trustees shall receive for their services such compensation as shall be fixed by the said trustees. The said board of trustees shall select from the policemen appointed by them one of their number, who shall be known as chief of police, whose duty it shall be, under the direction of the said board of trustees, to superintend the police department of said village, of which department he shall be the chief executive officer. He shall, at each regular monthly meeting of the board of trustees, report to the said board the state of his department, the services performed by the policemen, respectively, the amount due them for their services in the preceding month, and whether any of them have been delinquent in his duties. The compensation of the chief of police shall be such sum as shall be fixed by the board of trustees of said village. In the absence of the chief of police or his inability to act, the president of the village shall be the chief of police for and during such time as such chief of police is unable to act. The chief of police and policemen, except special policemen,

shall hold office for the term of one year unless sooner removed, as herein described. Any one of the said police, including the chief of police, may be removed by the board of trustees on proof of charges preferred to them in writing of illegal or corrupt conduct, of which he has had notice, and after he has had an opportunity to be heard in his defense; and pending such charge the board of trustees may suspend any policeman from duty, but such suspension shall not exceed thirty days.

§ 7. The policemen authorized to be appointed by this act shall have the same power and authority in criminal cases as constables possess by law, and shall have the same power and authority which constables possess in civil cases, so far as serving and executing all process and papers in any action or proceeding on behalf of the village of Hoosick Falls or any officer of such village suing as such. In all cases in which they are authorized to act they shall possess the same powers, perform the same duties, and be subject to the same liabilities as constables, except as herein otherwise provided. They shall execute the orders and commitments of the police justice of the village of Hoosick Falls; they shall convey all persons sentenced within said village to confinement in any jail, penitentiary or house of refuge to such place of confinement, and they shall serve and execute all civil process and proceedings issued or directed by any officer or court of said village in favor of said village, or in which said village shall be a party. The board of trustees of the village of Hoosick Falls shall raise by tax annually, and at the same time that other village taxes are levied and collected, all funds necessary to pay for the policemen's batons and badges, and such other contingent expenses as may be necessary to carry out the provisions of this act.

§ 8. The board of trustees of said village of Hoosick Falls shall provide and keep in order such station-house, lock-up, and other necessary accommodations as shall be required for the use of such police force.

§ 9. No person shall be eligible to hold two village offices at the same time.

§ 10. The board of trustees shall meet at least once in each month, at such time and place as they may designate for the transaction of necessary business.

§ 11. No civil action shall be maintained against the village by any person for injuries to person or property, unless it appear that the claim for which the action is brought was presented to the board of trustees, with an abstract of the facts out of which the cause of action arose, duly verified by the claimant, and that the said board of trustees did not, within sixty days thereafter, audit the same.

§ 12. All acts or parts of acts inconsistent with this act are hereby repealed.

§ 13. This act shall take effect immediately.

Amend the title so as to read as follows :

"An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same.'"

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackrøyd	Craig	Hooley	Murphy	Shoemaker
Baker	Curtis	Howe	Nash	Sipp
Barnes	Dean	Howland	Nason	Sweet
Beckwith	Dibble	Hubbell	Oliver	Taylor
Binder	Donnelly	Husted	O'Neil	Tremper
Boyce	Donohue	Jones	Osborne	Van Allen
Boynton	Duffy	Joyce	Otis	Van Cott
Briggs	Earl	Kelly	Pierson	Van Duzer
Brown, C. W.	Ely	Kittle	Pratt	Veeder
Burns	Farrell	Kneeland	Rice	Walrath
Butler	Felter	Kruse	Roche	Welch
Cady	Forsyth	Lewis	Roosevelt	Westfall
Childs	Garbutt	Lindsay	Rosenthal	Whiteman
Clapp	Hawkins	Littlejohn	Scott	Zimmerman
Clinton	Heath	Locke, S. D.	Seeber	Speaker
Coffey	Hodges	McCabe		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act for the better security of mechanics, laborers and others who perform labor or furnish materials for building and other improvements on lands in the cities of this State," with a message that they have concurred in the passage of the same, with the following amendments :

Section 1, line 11, strike out the word "fifth," and insert the word "third."

Same section, line 21, strike out the words "in the care," and insert the words "as hereinafter."

Same section, line 22, strike out the words "for in the third section of this act."

Same section, line 25, strike out the word "five," and insert the word "three."

Add at the end of section 1 the words "but if any sub-owner, contractor or sub-contractor, or agent for either of them, shall pay any person any money on any contract for building or repairing any building by collusion, for the purpose of avoiding the provisions of this act, or in advance of the terms of any contract, and the amount still due the contractor or his assigns, after such payment has been made, shall be insufficient to satisfy the demands made in conformity to the provisions of this act, the owner shall be liable to the amount that would have been due and owing to said contractor or his assignee at the time of the filing of the notice of lien provided for in the third section of this act, in the same manner as if no such payment had been made."

Strike out sections 2 and 3.

Change section 4 to section 2; and strike out in the fifth and sixth lines thereof the words "at the time of giving such notice as in the

second section of this act shall be provided," and in line 12, strike out the words "his said," and in line 13, strike out the word "or," and insert the word "and."

Change section 5 to section 3; and in line 2 of said section, after the word "form," insert the words "save the original contractor."

Lines 27 and 28, strike out the words "in the same manner provided for the service of notice on the owner in the second section of this act," and insert in lieu thereof the words "by delivering the same to him personally, or by leaving a copy thereof at his last known place of residence in the city or town in which said lands or part thereof are situated, with some person of suitable age and discretion; or if such owner has no such residence, or such person cannot be found, by affixing a copy thereof conspicuously on such house, building or appurtenance on said premises described in said notice of lien between the hours of nine o'clock in the morning and four o'clock in the afternoon."

Change section 6 to section 4; and in line 2, strike out the word "the," and insert "a."

Change section 7 to section 5; and in the fourth line, strike out the word "fifth," and insert "third."

Change section 8 to section 6.

Change section 9 to section 7; and in line 2, strike out the word "fifth," and insert "third."

Change section 10 to section 8.

Change section 11 to section 9.

Change section 12 to section 10.

Change section 13 to section 11.

Change section 14 to section 12.

Change section 15 to section 13.

Change section 16 to section 14.

Change section 17 to section 15; and add at the end of the section the words "for such sum as may be found due whether a valid lien has been found to exist or not."

Change section 18 to section 16; and insert in subdivision 3, line 2, after "as," the word "in."

Subdivision 5, line 4, strike out the word "eight," and insert the word "six."

Same line, strike out the words "and such lien has not been continued."

Same section, strike out subdivision 7.

Change section 19 to section 17; and in line 2 strike out the word "thirteen," and insert "eleven."

Strike out section 20, engrossed bill, and add the following as section 18:

"§ 18. All acts and parts of acts inconsistent with any of the provisions of this act, including chapter 478 of the Laws of 1862, entitled 'An act for the better security of mechanics, laborers and others, who perform labor or furnish materials for buildings and other improvements on land in the counties of Kings and Queens,' passed April 24, 1862, and chapter 379 of the Laws of 1875, entitled 'An act to define and limit the liens of contractors and others upon real estate in the city and county of New York, and to provide for the enforcement thereof,' passed May 17, 1875, and chapter 486 of the Laws of 1880, entitled 'An act to secure the payment of mechanics, laborers

and workmen who perform work : also, persons furnishing materials toward the erection, altering or repairing buildings, wharves, vaults, or any other structure, in the cities of the State of New York,' passed May 28, 1880, are hereby repealed ; but the repeal of such acts shall not be construed to revive any other acts thereby repealed, and this act shall not be so construed as to affect, enlarge, invalidate or defeat any lien or right of lien now existing, or any proceeding to enforce such lien now pending by virtue of any of the provisions of the acts hereby repealed."

Change section 21 to section 19, and amend the same so as to read as follows:

"§ 19. This act shall take effect July 1, 1884."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

} AYES 80 }
} NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hawkins	McCabe	Roosevelt
Baker	Dean	Hendricks	McDonald	Rosenthal
Barnes	Dibble	Hodges	Miles	Seeber
Binder	Dimmick	Hooley	Murphy	Shoemaker
Boyce	Donnelly	Howe	Nash	Sipp
Boynton	Donohue	Howland	Nason	Sweet
Briggs	Duffy	Husted	Nelson	Tremper
Brown, C. W.	Earl	Jones	Noxon	Van Allen
Burns	Ely	Joyce	Odell	Van Cott
Butler	Erwin	Kelly	Oliver	Van Duzer
Cady	Farrell	Kittle	O'Neil	Veeder
Church	Felter	Kneeland	Otis	Walrath
Clapp	Forsyth	Kruse	Pierson	Westfall
Clinton	Garbutt	Lewis	Pratt	Whiteman
Coffey	Haggerty	Lindsay	Rice	Wilcox
Craig	Hall	Littlejohn	Roche	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the Senate bill entitled "An act to amend chapter 218 of the Laws of 1839, entitled 'An act authorizing railroad companies to contract with each other,'" with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a committee of conference thereon, consisting of Messrs. Arkell, Coggeshall and Plunkett, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Littlejohn, Howe, Hodges, Oliver and Welch.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

Leave of absence was granted to Mr. S. D. Locke, until to-morrow.

The bill entitled "An act to release to Sophia Gaud the right, title, interest and estate of the people of the State of New York in and to

certain real estate in the town of Royalton, county of Niagara," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hall	Lindsay	Rice
Allen	Craig	Hasbrouck	Littlejohn	Roché
Baker	Dean	Hawkins	McCabe	Roosevelt
Barnes	Dibble	Heath	McDonald	Rosenthal
Barager	Dimmick	Hendricks	Miles	Seeber
Binder	Donnelly	Hodges	Murphy	Shoemaker
Boyce	Donohue	Hooley	Murray	Sipp
Boynton	Duffy	House	Nash	Tremper
Briggs	Earl	Howe	Nason	Van Allen
Brown, C. W.	Ely	Howland	Nelson	Van Cott
Burns	Erwin	Hubbell	Noxon	Van Duzer
Butler	Farnum	Husted	Odell	Veeder
Cady	Farrell	Jones	Oliver	Walrath
Cartwright	Felter	Kittle	Osborne	Westfall
Childs	Forsyth	Kneeland	Owen	Whiteman
Church	Garbutt	Kruse	Pierson	Zimmerman
Clarke	Geddes	Lewis	Pratt	Speaker
Clapp	Haggerty			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to protect the canals of the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Church	Farrell	Joyce	Palmer
Allen	Clarke	Felter	Kittle	Pierson
Baker	Clapp	Garbutt	Kneeland	Roche
Barnes	Coffey	Geddes	Kruse	Roosevelt
Barager	Craig	Haggerty	Lewis	Scott
Beckwith	Curtis	Hall	Littlejohn	Shoemaker
Binder	Darragh	Hasbrouck	McCabe	Sipp
Boyce	Dean	Hawkins	McDonald	Sweet
Briggs	Dimmick	Heath	Miles	Taylor
Brown, C. W.	Donnelly	Higgins	Mullaney	Van Allen
Burns	Donohue	Hodges	Nason	Van Cott
Butler	Duffy	House	Noxon	Van Duzer
Cady	Earl	Howe	Oliver	Welch
Cartwright	Ely	Jackson	Osborne	Wilcox
Childs	Farnum	Jones	Otis	Zimmerman

Those who voted in the negative, were

Dayton	Husted	Locke, S. D.	Odell
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled. "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Donohue	House	Murphy	Rosenthal
Allen	Duffy	Howe	Murray .	Scott
Barnes	Earl	Hubbell	Nash	Seeber
Barager	Ely	Jackson	Nason	Shoemaker
Beckwith	Erwin	Johnson, G.R.	Nelson	Sipp
Boynton	Farnum	Jones	Noxon	Sweet
Briggs	Farrell	Joyce	Odell	Tremper
Brown, C. W.	Felter	Kittle	Oliver	Van Allen
Burns	Garbutt	Kneeland	Osborne	Van Cott
Butler	Haggerty	Lewis	Otis	Veeder
Cartwright	Hall	Lindsay	Owen	Walrath
Church	Hasbrouck	Littlejohn	Palmer	Welch
Clarke	Hawkins	McCabe	Pierson	Whiteman
Coffey	Hendricks	McDonald	Rice	Wilcox
Dayton	Higgins	Miles	Roche	Zimmerman
Dibble	Hodges	Mullaney	Roosevelt	Speaker
Dimmick				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

A message from the Governor was received and read in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 14, 1884. }

To the Assembly :

I return, without approval, Assembly bill No. 281, entitled "An act to amend chapter 676 of the Laws of 1881, entitled 'An act to establish the Penal Code.' "

This bill amends that section of the Penal Code which declares what acts shall constitute disturbance of a religious meeting.

The present law specifies certain acts to be such a disturbance, if done within two miles of a place where such religious meeting is held.

This bill proposes to add another and distinct disturbance in these words:

"Exposing for sale except in a village or city, within the like distance two miles of a place where a religious meeting is held, any commodity or property in any other place, inn, store or grocery, than that in which the person so doing shall have usually resided or carried on business, unless with the consent of those who have charge of and conduct of such meetings."

By another section of the Penal Code the disturbance of a religious meeting is declared to be a misdemeanor; and a misdemeanor may be punished by an imprisonment of one year, and a fine of \$250.

I am at a loss to discover how the act specified in the amendment proposed can by any possibility disturb a religious meeting. It will be observed that it applies to any locality within two miles of the meeting except in a city or village; that it is not confined to the sale of liquor or any other thing that might indirectly produce such disturbance, but includes any "commodity or property," and that it embraces all days of the week and all religious meetings from the quiet assemblage for prayer and praise to the largely attended camp meeting. The creation of new offenses by declaring acts, innocent in themselves, to be crimes is serious legislation and should be supported by abundant justification. It is certainly a startling proposition that a citizen of the State cannot expose for sale any commodity or property which is lawfully the subject of sale at any place where he may lawfully be, simply and solely because a religious meeting is held within two miles of him, unless he has the "consent of those who have charge of and conduct such meeting."

It has been suggested to me that the purpose of this bill is to provide a revenue to the promoters of religious meetings by means of license fees to be charged by them for the privilege of selling commodities and property within the prescribed distance of their meeting. I cannot believe this; for if this were so, the title of the bill should be changed so that it would express its real purpose; and its provisions should have no place among the acts that are denounced as disturbances of religious meetings and made criminal.

If any citizen of the State desires to erect a booth or arrange a stall on his own property, or in any other place where he is not a tax payer, for the purpose of vending to the tired and hungry attendants upon a camp meeting or other religious assemblage, such safe and proper refreshments as he may lawfully sell, he should be permitted to do so, provided, always, that he does this in a place and manner to avoid actual disturbance of any religious assemblage. To forbid him this privilege is unjust and an indefensible infringement of his rights. And to make this privilege dependent upon a license granted by "those who have charge of and conduct" a religious meeting held two miles away, is a delegation of power which, if exercised at all, should be exercised by the State or some other civil authority.

GROVER CLEVELAND.

On motion of Mr. Boynton, said bill and its accompanying message were laid upon the table.

Also, the following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 14, 1884. }

To the Assembly :

I return, without approval, Assembly bill No. 275, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' " passed July 1, 1882.

This bill relates to the district courts in the city of New York, and one of its purposes is to increase the jurisdiction of such courts from suits involving \$250 to such controversies as shall involve \$500.

This I think is unwise, with the other local courts in the city of New York, not overburdened with business, there seems to be no necessity of such increase in the jurisdiction of these courts. They were evidently intended for the adjudication of small claims at moderate expense to suitors. Especially does this change seem undesirable and inexpedient, in the light of the fact that by the present law when suits brought in the district courts involve \$100 or more in most cases, the defendant, by giving a bond, may remove such suits to a higher court for trial.

Another object sought to be gained by this bill is to make the costs in said courts the same in all cases. Whereas by the present law costs in an action involving not more than \$50 are less than they are in suits for a larger amount. I think the distinction in this respect now existing is a proper one and should be maintained.

Another feature of this bill and one which seems to me very objectionable permits the justices of these courts in their discretion, when the amount claimed exceeds \$250, to make an additional allowance of costs to the party prevailing in the action of not more than ten per cent upon the amount claimed in excess of the said sum of \$250. I am thoroughly convinced that the power of courts to grant extra allowances with its liability to abuse should not be enlarged, and that it especially should not be extended to tribunals established largely for the determination of disputes between people of moderate means.

GROVER CLEVELAND.

On motion of Mr. Van Cott, said bill and its accompanying message were laid upon the table.

Also, the following :

STATE OF NEW YORK—EXECUTIVE CHAMBER, }
ALBANY, May 14, 1884.

To the Assembly :

I return, without approval, Assembly bill No. 598, entitled "An act to authorize the board of supervisors of Orleans county to audit claims for material used in constructing the county poor-house in said county."

If the parties referred to in this bill have claims against the county of Orleans, the board of supervisors not only have the power, but it is their duty, to audit and adjust such claims, which duty may be conferred by the courts.

If the claimants have no valid demand against the county, the payment of any public money to them would amount to a simple gratuity, which is prohibited by section 11 of article 8 of the Constitution in these words :

"No county, city, town or village shall hereafter give any money or property, or loan its money or credit to, or in aid of, any individual, association or corporation."

I am informed that the persons for whose benefit the bill under consideration was prepared furnished materials to the builder of the poor-house employed by the county, and that he has been paid the amount of his contract, though he has neglected to pay for such material. This presents, perhaps, a case of hardship ; but if the county has paid the proper party for the work done according to its contract, there is

no reason why it should settle claims against its contractor for which it is in no way liable.

Those who hold the people's money in trust should be just — not generous.

GROVER CLEVELAND.

On motion of Mr. Dibble, said bill and the accompanying message were laid upon the table.

Also, the following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 14, 1884. }

To the Assembly :

I return herewith, without my approval, Assembly bill No. 632, entitled "An act to amend an act entitled 'An act to amend the charter of the village of Carthage, Jefferson county.'"

This bill amends the charter of the village of Carthage by providing that "the board of trustees may, and they are hereby authorized to grant any and all licenses for the sale of spirituous and malt liquors within the corporate limits of said village; with the same powers and subject to all existing laws applicable to excise commissioners of towns under the general act."

This village is within the town of Wilna, which town is, of course, subject to the general law of the State, which permits its inhabitants to select its excise commissioners, and by such selection to determine the extent to which liquor shall be sold within its limits. Such commissioners were chosen at the last town meeting by all its electors, including those within the village of Carthage.

The proposition contained in the bill is to take from these commissioners, so far as the village of Carthage is concerned, the duties which they were specially elected to perform, and devolve them upon the trustees of the village, who were chosen without any reference to their having such matters in charge. In this way the electors of the village are not permitted, for the time being, to exercise their rights of local option — as they are entitled to do by the general law.

The amendment, if it became a law, would allow the electors of the village of Carthage to vote for excise commissioners for the town of Wilna as before; but, when elected, such commissioners could not act within the village. If the people of the town, exclusive of the village, are the only persons affected by the selection of these officers, they alone should elect them.

A sufficient objection to this bill is found in the fact that it is an attempt to relieve a particular locality from the operation of a general law of the State, and belongs to a class of special legislation particularly objectionable.

GROVER CLEVELAND.

On motion of Mr. Seeber, said bill and the accompanying message were laid upon the table.

The bill entitled "An act to provide for the construction of an iron bridge over the Erie canal, at Prospect street in the village of Medina, in the county of Orleans," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

Ackroyd	Childs	Hall	Kent	Osborne
Allen	Clarke	Hawkins	Kittle	Otis
Bailey	Craig	Heath	Lewis	Owen
Baker	Curtis	Hendricks	Lindsay	Priddy
Barnes	Darragh	House	Littlejohn	Rice
Barager	Dean	Howe	Locke, S. D.	Roche
Becker	Dibble	Howland	McCabe	Roosevelt
Beckwith	Dimmick	Hubbell	McDonald	Smith, C.
Binder	Ely	Husted	Murray	Van Allen
Boyce	Erwin	Jackson	Nash	Van Cott
Briggs	Farnum	Jobes	Nelson	Van Duzer
Brown, C. W.	Farrell	Johnson, G. R.	Noxon	Veeder
Burns	Felter	Jones	Odell	Walrath
Butler	Forsyth	Joyce	Oliver	Welch
Cady	Garbutt	Kelly	O'Neil	Zimmerman
Cartwright	Haggerty			

Those who voted in the negative, were

Boynnton	Kruse	Scott
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act authorizing the opening of a channel or canal between the waters of Shinnecock bay and those of Peconic bay, in the county of Suffolk," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dayton	House	Nagle	Sipp
Allen	Dibble	Howland	Nash	Smith, W. E.
Baker	Dimmick	Hubbell	Noxon	Smith, C.
Barager	Donnelly	Husted	Odell	Sweet
Becker	Earl	Jackson	Oliver	Taylor
Beckwith	Ely	Jobes	O'Neil	Tremper
Binder	Erwin	Johnson, S. W.	Osborne	Van Allen
Boyce	Felter	Jones	Otis	Van Cott
Briggs	Forsyth	Joyce	Owen	Van Duzer
Brown, J. H.	Garbutt	Kelly	Pierson	Veeder
Butler	Haggerty	Kittle	Pratt	Walrath
Cady	Hall	Kruse	Rice	Welch
Cartwright	Harpending	Littlejohn	Roche	Westfall
Church	Hawkins	Maher	Roosevelt	Whiteman
Clarke	Heath	McCabe	Rosenthal	Wilcox
Craig	Hendricks	Miles	Scott	Zimmerman
Curtis	Higgins	Moore	Seeber	Speaker
Darragh	Hodges	Murray	Shoemaker	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act for the relief of Wesley S. Yard," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Lindsay	Otis
Baker	Dimmick	Hooley	Littlejohn	Owen
Barnes	Donnelly	House	McCabe	Palmer
Becker	Donohue	Howe	Miles	Pierson
Binder	Duffy	Howland	Moore	Rice
Boyce	Earl	Hubbell	Mullaney	Roche
Briggs	Ely	Husted	Murray	Shoemaker
Brown, C. W.	Erwin	Jackson	Nagle	Sipp
Burns	Farnum	Jobes	Nash	Sweet
Butler	Felter	Johnson, G. R.	Nelson	Taylor
Cartwright	Forsyth	Jones	Noxon	Tremper
Childs	Garbutt	Joyce	Odell	Van Allen
Church	Haggerty	Kelly	Oliver	Van Cott
Clarke	Hall	Kent	O'Neil	Walrath
Coffey	Harpending	Lewis	Osborne	Zimmerman
Curtis	Hawkins			

Those who voted in the negative, were

Kruse	Roosevelt	Scott	Whiteman
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the United States Transfer and Exchange Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hodges	Mullaney	Priddy
Allen	Curtis	House	Murphy	Rice
Bailey	Darragh	Howland	Murray	Roche
Baker	Dibble	Hubbell	Nash	Rosenthal
Beckwith	Dimmick	Husted	Nason	Scott
Binder	Donnelly	Jackson	Nelson	Shoemaker
Boyce	Donohue	Johnson, G. R.	Noxon	Smith, W. E.
Brown, C. W.	Duffy	Johnson, S. W.	Odell	Taylor
Burns	Earl	Jones	Oliver	Tremper
Butler	Ely	Joyce	O'Neil	Van Allen
Cady	Erwin	Kent	Osborne	Van Cott
Cartwright	Farnum	Kittle	Otis	Veeder
Childs	Felter	Lindsay	Owen	Walrath
Church	Forsyth	Littlejohn	Palmer	Whiteman
Clarke	Garbutt	Miles	Pratt	Zimmerman
Coffey	Hall	Moore		

Those who voted in the negative, were

Boynton	Roosevelt
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to constitute the mayor of the city of Lockport sole commissioner for the purpose of carrying into effect the provisions of chapter 907 of the Laws of 1869, entitled 'An act to amend an act entitled An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850, so as to permit municipal corporations to aid in the construction of railroads and the several acts amendatory thereof so far as the same apply to the city of Lockport with respect to the bonding of said city in aid of the construction of the railroad of the Lockport and Buffalo Railroad Company in place of the three commissioners heretofore appointed and now in office," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Baker	Duffy	Hubbell	Nash	Shoemaker
Barnes	Ely	Hunt	Nelson	Sipp
Beckwith	Erwin	Jackson	Noxon	Smith, C.
Binder	Farnum	Jones	Odell	Sweet
Boyce	Felter	Joyce	Oliver	Taylor
Boynton	Forsyth	Kent	O'Neil	Tremper
Brown, J. H.	Garbutt	Kittle	Osborne	Van Allen
Burns	Haggerty	Kruse	Otis	Van Cott
Butler	Hall	Lindsay	Owen	Van Duzer
Cady	Harpending	Locke, S. D.	Palmer	Veeder
Cartwright	Hasbrouck	McCabe	Pierson	Walrath
Clapp	Hendricks	Miles	Priddy	Whiteman
Coffey	Higgins	Mullaney	Roche	Wilcox
Dayton	Hodges	Murphy	Scott	Zimmerman
Dimmick	Horton	Murray	Seeber	Speaker
Donohue	Howland			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend and consolidate the several acts in relation to the village of Richfield Springs," having been announced for a third reading,

On motion of Mr. Ely, and by unanimous consent, the same was amended as follows :

Amend section 38 so as to read as follows:

"§ 38. The board of trustees shall have power to restrain, regulate or prevent hawking and peddling in the streets; to regulate, restrain or prohibit sales by auction and grant licenses to peddlers and auctioneers, and fix the amount to be paid therefor; to regulate the use and running of all hacks, public carriages or vehicles for the conveyance of passengers, baggage or movables of any kind for hire through the public streets; to designate their places of waiting and grant a license to the owners or proprietors thereof, and fix the amount to be paid for the same."

Section 41, line 14, after the word "thereby," insert the words "provided, however, that no property beyond the limit of one hundred and seventy-five feet from the line terminus of any such sewer shall be liable to assessment for the expense of building the same; and provided also that no sewer shall be constructed under the provisions hereof, except upon a written petition signed by a majority of the persons whose property shall be liable to assessment for such expense."

Strike out all of section 34, and add at the end of section 45 the following:

"Provided; however, that no ordinary expenditure for any one specific act, object or purpose, or thing, shall exceed the sum of \$500.

Add at the end of section 47 the words "the money so raised, with the proceeds of the poll-tax, shall be devoted to the purposes expressed in this section, and kept apart as a separate and distinct fund by the treasurer."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dean	Hendricks	McCabe	Scott
Baker	Dibble	Higgins	Miles	Seeber
Barnes	Dimmick	Howland	Murray	Shoemaker
Beckwith	Donohue	Hubbell	Nagle	Sipp
Binder	Duffy	Husted	Nash	Smith, W. E.
Boyce	Ely	Jackson	Nason	Smith, C.
Boynton	Erwin	Jobes	Noxon	Sweet
Brown, C. W.	Farnum	Johnson, G. R.	Odell	Taylor
Brown, J. H.	Felter	Jones	Oliver	Tremper
Butler	Forsyth	Joyce	O'Neil	Van Allen
Cady	Garbutt	Kelly	Osborne	Van Cott
Cartwright	Haggerty	Kent	Otis	Van Duzer
Church	Hall	Kittle	Owen	Veeder
Clapp	Harpending	Kruse	Priddy	Walrath
Clinton	Hasbrouck	Lewis	Rice	Westfall
Coffey	Hawkins	Lindsay	Roche	Whiteman
Craig	Heath	Littlejohn	Rosenthal	Zimmerman
Curtis				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' passed June 3, 1881," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hodges	McCabe	Priddy
Allen	Donnelly	Horton	Mullaney	Roche
Baker	Donohue	Howland	Murphy	Rosenthal
Barnes	Earl	Hubbell	Nash	Scott
Beckwith	Ely	Husted	Nason	Seeber
Binder	Erwin	Jackson	Nelson	Shoemaker
Boyce	Farnum	Jobs	Noxon	Sipp
Boynton	Farrell	Johnson, G. R.	Odell	Smith, C.
Brown, C. W.	Felter	Jones	Oliver	Sweet
Brown, J. H.	Forsyth	Joyce	O'Neil	Taylor
Butler	Haggerty	Kent	Osborne	Tremper
Cady	Hall	Kittle	Otis	Van Allen
Cartwright	Harpending	Kneeland	Owen	Veeder
Church	Hasbrouck	Lindsay	Palmer	Walrath
Craig	Hawkins	Littlejohn	Pierson	Wilcox
Dibble	Heath	Locke, L. R.	Pratt	

For the negative,

Van Cott

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Earl moved that the present session of this House be extended until eight o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to improve the condition and operations of the sinking fund of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
 { NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Harpending	Jones	Roosevelt
Baker	Craig	Hasbrouck	Joyce	Rosenthal
Barnes	Curtis	Haskell	Kittle	Scott
Beckwith	Dibble	Hawkins	Kneeland	Seeber
Binder	Dimmick	Heath	Lewis	Shoemaker
Boyce	Donnelly	Hendricks	Lindsay	Sipp
Boynton	Duffy	Higgins	Littlejohn	Smith, C.
Brown, C. W.	Earl	Hodges	Locke, S. D.	Sweet
Burns	Ely	Horton	Mullaney	Taylor
Butler	Erwin	House	Murphy	Tremper
Cady	Farnum	Howland	Nash	Van Allen
Cartwright	Felter	Hubbell	Nason	Van Duzer
Childs	Forsyth	Husted	Nelson	Whiteman
Church	Garbutt	Jackson	Noxon	Zimmerman
Clarke	Haggerty	Jobs	O'Neil	Speaker
Clapp	Hall	Johnson, G. R.	Pratt	

Those who voted in the negative, were

Dayton	Howe	Oliver	Van Cott	Wilcox
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend an act entitled 'An act to provide for a larger, purer and permanent supply of water for the city of Cohoes,' and to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856, and the amendments of the same, passed May 17, 1883," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Hawkins	Lewis	Pierson
Barnes	Dimmick	Hodges	Lindsay	Pratt
Becker	Dreiss	Hooley	Littlejohn	Priddy
Binder	Duffy	House	McCabe	Rice
Boyce	Earl	Howland	Moore	Roche
Boynton	Ely	Hubbell	Murphy	Roosevelt
Burns	Erwin	Husted	Murray	Rosenthal
Childs	Farnum	Jackson	Nash	Sweet
Church	Felter	Jobes	Nason	Taylor
Clarke	Forsyth	Johnson, G.R.	Nelson	Tremper
Clapp	Garbutt	Jones	Noxon	Van Allen
Coffey	Geddes	Joyce	Oliver	Van Cott
Craig	Haggerty	Kent	O'Neil	Van Duzer
Curtis	Hall	Kittle	Osborne	Veeder
Darragh	Hasbrouck	Kruse	Otis	Walrath
Dean	Haskell			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Howe moved that at seven o'clock and thirty minutes the House take a recess until eight o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act to amend chapter 546, Laws of 1874, entitled 'An act to provide for the safe-keeping of the money raised for the payment of town expenses in the city of Utica,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hendricks	Kruse	Price
Allen	Dean	Higgins	Lindsay	Priddy
Baker	Dibble	Hodges	Littlejohn	Roche
Barager	Dimmick	Horton	Moore	Roosevelt
Becker	Duffy	Howland	Murphy	Rosenthal
Beckwith	Earl	Hubbell	Murray	Scott

Boynton	Ely	Husted	Nash	Sweet
Briggs	Erwin	Jackson	Nason	Taylor
Burns	Felter	Jobes	Oliver	Tremper
Butler	Forsyth	Johnson, G. R.	O'Neil	Van Allen
Cady	Garbutt	Jones	Osborne	Van Cott
Cartwright	Geddes	Joyce	Otis	Van Duzer
Clarke	Haggerty	Kelly	Owen	Welch
Clapp	Hall	Kent	Palmer	Whiteman
Coffey	Harpending	Kittle	Pierson	Wilcox
Craig	Hawkins	Kneeland	Pratt	Zimmerman
Curtis	Heath			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend chapter 135 of the Laws of 1870, entitled 'An act for the relief of corporations organized under general laws,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Hasbrouck	Kittle	Priddy
Barnes	Dibble	Haskell	Kneeland	Rice
Beckwith	Dimmick	Hawkins	Lindsay	Roche
Binder	Donnelly	Hendricks	Littlejohn	Rosenthal
Boyce	Duffy	Higgins	Moore	Scott
Boynton	Earl	Hodges	Nash	Seeber
Brown, C. W.	Ely	Howe	Nason	Shoemaker
Brown, J. H.	Erwin	Howland	Nelson	Sipp
Burns	Farnum	Husted	Noxon	Sweet
Butler	Felter	Jackson	Odell	Taylor
Cady	Forsyth	Jobes	Oliver	Van Allen
Church	Garbutt	Johnson, S. W.	O'Neil	Van Duzer
Clarke	Geddes	Jones	Osborne	Veeder
Clapp	Haggerty	Joyce	Otis	Walrath
Coffey	Hall	Kelly	Owen	Welch
Craig	Harpending	Kent	Pratt	Zimmerman
Curtis				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to define the duties of certain officers of the Board of Railroad Commissioners to regulate the power of issuing subpoenas, and to limit the number of clerks thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hasbrouck	Moore	Roche
Allen	Curtis	Haskell	Mullaney	Roosevelt
Bailey	Darragh	Hawkins	Murphy	Rosenthal
Beckwith	Dean	Hodges	Nash	Seeber
Binder	Dibble	Howe	Nason	Shoemaker
Boyce	Dimmick	Howland	Nelson	Sipp
Boynton	Duffy	Husted	Noxon	Sweet
Brown, C. W.	Earl	Jackson	Odell	Taylor
Brown, J. H.	Ely	Jobes	Oliver	Tremper
Burns	Erwin	Johnson, G. R.	Osborne	Van Allen
Cady	Farnum	Jones	Otis	Van Cott
Childs	Felter	Kittle	Owen	Van Duzer
Church	Forsyth	Kneeland	Pratt	Walrath
Clarke	Haggerty	Kruse	Price	Welch
Clapp	Hall	Lindsay	Priddy	Zimmerman
Coffey	Harpending	Littlejohn	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Dean offered, for the consideration of the House, a resolution in the words following:

Resolved, That Senate bill No. 454, entitled "An act to provide for rebuilding the bridges in Columbia and Fayette streets over the Chenango canal, in the city of Utica, and for changing the grade of the streets at such points," do now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Zimmerman, and by unanimous consent, the committee of the whole was discharged from the further consideration of Assembly bill No. 568, entitled "An act to amend section 29, title 3 of an act entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883," and the same was ordered to a third reading.

The bill entitled "An act supplementary to chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haggerty	Lewis	Pratt
Allen	Curtis	Hall	Lindsay	Price
Barager	Darragh	Hawkins	Littlejohn	Priddy
Beckwith	Dean	Heath	McCabe	Roosevelt
Binder	Dibble	Hendricks	Moore	Rosenthal
Boyce	Dimmick	House	Nash	Scott
Boynton	Donnelly	Howland	Nason	Shoemaker
Briggs	Duffy	Hubbell	Nelson	Sipp
Brown, J. H.	Earl	Husted	Oliver	Tremper

Burns	Ely	Jackson	O'Neil	Van Allen
Butler	Erwin	Jobes	Osborne	Van Cott
Cady	Farnum	Jones	Otis	Walrath
Cartwright	Felter	Joyce	Owen	Welch
Clapp	Forsyth	Kelly	Pierson	Zimmerman
Coffey	Garbutt	Kittle		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for rebuilding the bridges in Columbia and Fayette streets over the Chenango canal, in the city of Utica, and for changing the grade of the streets at such points," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 {
 { NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Haggerty	Kelly	Price
Allen	Dean	Hall	Kent	Priddy
Barnes	Dibble	Harpending	Kittle	Roche
Beckwith	Dimmick	Haskell	Kneeland	Seeber
Binder	Donnelly	Hawkins	Lindsay	Shoemaker
Boyce	Donohue	Hendricks	Moore	Sipp
Briggs	Dreiss	Higgins	Nagle	Smith, W. E.
Brown, C. W.	Duffy	Hodges	Nash	Sweet
Burns	Earl	Horton	Nason	Taylor
Cady	Ely	Howe	Nelson	Van Allen
Cartwright	Erwin	Howland	Noxon	Van Cott
Childs	Farnum	Husted	Oliver	Van Duzer
Church	Felter	Jackson	O'Neil	Walrath
Clarke	Forsyth	Jobes	Osborne	Welch
Coffey	Garbutt	Jones	Otis	Zimmerman
Curtis	Geddes	Joyce	Owen	

Those who voted in the negative, were

Boynton	Brown, J. H.	Hasbrouck	Kruse	Scott
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to release the interest of the people of the State of New York in and to certain moneys arising upon the sale of certain property made by order of the Supreme Court in two certain actions in foreclosure to Thomas Webb and Elizabeth Platts," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 97 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hodges	Nagle	Rosenthal
Allen	Dean	Horton	Nash	Scott
Baker	Dibble	House	Nason	Seeber
Barnes	Dimmick	Howland	Nelson	Shoemaker
Barager	Donnelly	Hubbell	Noxon	Sipp
Beckwith	Donohue	Husted	Odell	Smith, W. E.
Binder	Earl	Jackson	Oliver	Sweet
Boyce	Ely	Jobs	O'Neil	Taylor
Boynton	Farnum	Jones	Osborne	Tremper
Briggs	Farrell	Joyce	Otis	Van Allen
Brown, C. W.	Felter	Kelly	Owen	Van Cott
Brown, J. H.	Forsyth	Kent	Palmer	Van Duzer
Burns	Garbutt	Kittle	Pierson	Veeder
Butler	Haggerty	Lindsay	Pratt	Walrath
Cartwright	Harpending	Littlejohn	Price	Welch
Childs	Hasbrouck	Moore	Priddy	Whiteman
Church	Haskell	Mullaney	Rice	Wilcox
Clapp	Hawkins	Murphy	Roche	Zimmerman
Coffey	Hendricks	Murray	Roosevelt	Speaker
Craig	Higgins			

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the payment of certain claims for work done and material furnished in constructing water-works in the village of Amsterdam," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Littlejohn	Priddy
Allen	Curtis	Heath	Miles	Rice
Barnes	Darragh	Higgins	Moore	Roche
Becker	Dean	Hodges	Murphy	Rosenthal
Beckwith	Dibble	Howland	Nash	Scott
Binder	Dimmick	Hubbell	Nason	Seeber
Boyce	Duffy	Husted	Nelson	Shoemaker
Boynton	Earl	Jackson	Noxon	Sweet
Briggs	Ely	Jobs	Odell	Van Allen
Brown, C. W.	Erwin	Johnson, G. R.	Oliver	Van Cott
Brown, J. H.	Forsyth	Jones	O'Neil	Van Duzer
Cady	Garbutt	Joyce	Osborne	Veeder
Cartwright	Geddes	Kelly	Otis	Walrath
Childs	Haggerty	Kent	Owen	Welch
Church	Hall	Kittle	Pierson	Wilcox
Clarke	Harpending	Kneeland	Pratt	Zimmerman
Coffey	Haskell	Lindsay		

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to alter the map or plan of the city of New York, made and filed by the commissioners of the department of public parks, by striking therefrom so much of the proposed Morris avenue as lies between One Hundred and Sixty-second street and Overlook avenue, and so much of the proposed One Hundred and Sixty-fifth street as lies between Winfield place and Sheridan avenue, in the twenty-third ward of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Dean	Harpending	Lindsay	Priddy
Allen	Dibble	Haskell	Littlejohn	Rice
Barnes	Dimmick	Hawkins	Moore	Roche
Barager	Donnelly	Higgins	Mullaney	Rosenthal
Beckwith	Donohue	Howland	Murphy	Scott
Binder	Dreiss	Husted	Murray	Seeber
Boyce	Duffy	Jackson	Nagle	Smith, W. E.
Briggs	Earl	Jobes	Nash	Taylor
Brown, C. W.	Ely	Johnson, G. R.	Nason	Tremper
Cady	Erwin	Jones	Nelson	Van Allen
Church	Farnum	Joyce	Noxon	Van Cott
Clarke	Felter	Kelly	Odell	Van Duzer
Coffey	Garbutt	Kent	Oliver	Veeder
Craig	Geddes	Kittle	Osborne	Walrath
Curtis	Haggerty	Kruse	Otis	Zimmerman
Darragh	Hall	Lewis	Owen	

Those who voted in the negative, were

Brown, J. H.	Dayton	Hasbrouck	Roosevelt	Sweet
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 56), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Heath	Lewis	Rice
Allen	Dibble	Hendricks	Moore	Roche
Barager	Dimmick	Higgins	Mullaney	Roosevelt
Binder	Donnelly	Hodges	Murphy	Rosenthal
Boynton	Donohue	House	Murray	Scott
Briggs	Duffy	Howe	Nash	Seeber
Brown, C. W.	Ely	Hubbell	Nason	Shoemaker
Brown, J. H.	Farnum	Husted	Nelson	Sipp
Burns	Felter	Jackson	Noxon	Tremper

Cady	Garbutt	Johnson, G.R.	Odell	Van Allen
Church	Geddes	Jones	Oliver	Van Cott
Clarke	Haggerty	Joyce	Osborne	Van Duzer
Coffey	Hall	Kent	Otis	Veeder
Craig	Harpending	Kittle	Owen	Walrath
Curtis	Haskell	Kneeland	Price	Welch
Darragh	Hawkins	Kruse	Priddy	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to release the interest of the people of the State of New York in and to certain real estate in the town of Jamaica, Queens county, of which Eliza R. McHugh died seized, to Mary May," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hasbrouck	Kruse	Rice
Allen	Darragh	Haskell	Lindsay	Roche
Baker	Dean	Hawkins	Littlejohn	Roosevelt
Barnes	Dibble	Hendricks	Moore	Rosenthal
Barager	Dimmick	Higgins	Mullaney	Scott
Beckwith	Donnelly	Hodges	Murphy	Shoemaker
Binder	Donohue	Howland	Nash	Smith, W. E.
Boyce	Earl	Hubbell	Nason	Sweet
Boynton	Ely	Husted	Nelson	Taylor
Briggs	Erwin	Jackson	Noxon	Tremper
Brown, C. W.	Farnum	Jobes	Odell	Van Allen
Brown, J. H.	Farrell	Johnson, G. R.	Oliver	Van Cott
Burns	Felter	Jones	O'Neil	Van Duzer
Butler	Garbutt	Joyce	Osborne	Walrath
Childs	Geddes	Kelly	Otis	Welch
Church	Haggerty	Kent	Owen	Zimmerman
Clarke	Hall	Kittle	Palmer	Speaker
Craig	Harpending	Kneeland	Priddy	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for the removal of a canal bridge from Utica to Rome, and for the erection of the same without expense to the State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Haskell	Mullaney	Rice
Allen	Dimmick	Hawkins	Murphy	Roche
Barnes	Donnelly	Hendricks	Murray	Rosenthal

Barager	Donohue	Higgins	Nash	Scott
Beckwith	Duffy	Hodges	Nason	Seeber
Binder	Earl	Howland	Nelson	Shoemaker
Boyce	Ely	Hubbell	Noxon	Sipp
Briggs	Erwin	Husted	Odell	Smith, W. E.
Brown, J. H.	Farnum	Jackson	Oliver	Sweet
Church	Felter	Jobs	O'Neil	Taylor
Clarke	Garbutt	Jones	Osborne	Van Allen
Clapp	Geddes	Joyce	Otis	Van Cott
Craig	Haggerty	Kelly	Owen	Veeder
Curtis	Hall	Kent	Palmer	Welch
Darragh	Harpending	Kneeland	Price	Whiteman
Dean	Hasbrouck	Moore	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," having been announced for a third reading,

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 56 }
{ NOES 38 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hasbrouck	Mullaney	Scott
Allen	Donnelly	Hendricks	Nelson	Seeber
Boynton	Ely	Hodges	Noxon	Shoemaker
Briggs	Erwin	House	Oliver	Sweet
Brown, C. W.	Farnum	Hubbell	O'Neil	Taylor
Brown, J. H.	Forsyth	Husted	Otis	Van Cott
Cady	Garbutt	Jones	Owen	Van Duzer
Cartwright	Geddes	Joyce	Pierson	Veeder
Childs	Haggerty	Kelly	Priddy	Walrath
Church	Hall	Littlejohn	Rice	Welch
Craig	Harpending	McCabe	Roche	Whiteman
Dayton				

Those who voted in the negative, were

Beckwith	Darragh	Howe	Murphy	Sipp
Binder	Dean	Jackson	Murray	Smith, W. E.
Burns	Donohue	Jobs	Nason	Smith, C.
Butler	Earl	Kittle	Odell	Tremper
Clapp	Felter	Kruse	Osborne	Van Allen
Clinton	Heath	Lewis	Roosevelt	Wilcox
Coffey	Hooley	Lindsay	Rosenthal	Zimmerman
Curtis	Horton	McDonald		

The Senate returned Senate bill No. 211, entitled "An act to provide for the repavement of Fifth avenue, in the city of New York," with a message that they have non-concurred in the amendments of the Assembly thereto, that they have appointed a conference committee

consisting of Messrs. Gibbs, Daggett and Plunkett, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Oliver moved that the committee of conference be appointed from the New York city delegation.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Oliver, and it was determined in the negative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Howe, Roosevelt, Hubbell, Welch and Kelly.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The Senate returned the Senate bill No. 268, entitled "An act to amend chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same,'" with a message that they have non-concurred in the amendments of the Assembly thereto, and have appointed a committee of conference consisting of Messrs. Thomas, Baker and Newbold, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Scott, Dayton, Osborne, Ely and Rice.

Ordered, That the Clerk return said bill to the Senate, with a message informing that they have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The Senate bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" having been announced for a third reading,

Mr. Husted moved to amend section 7 so as to read as follows :

"§ 7. Section 10 of said act is hereby amended so as to read as follows :

"§ 10. No person shall directly or indirectly solicit, or be in any manner concerned in soliciting, any assessment, subscription, contribution, promise, or pledge, for any political purpose whatever, from any officer or from any person receiving, or entitled to receive, a salary or wages from the State, or from any county, city, town, village, or political division within the State, or fees for the discharge of any public duty, nor from any member of any public police department, or fire or other department within this State, or any of the political divisions thereof, nor from any person officially connected with the system of public instruction in this State or in any of the political divisions thereof. And no person shall directly or indirectly receive or be in any manner concerned in receiving any assessment, subscription, contribution, promise, or pledge for any political purpose whatever from any such officer or person, knowing, or having reason to believe, the same to have been solicited."

Insert as section 8 the following :

"§ 8. Inspectors of election and poll-clerks appointed to fill vacancies on days of registration or election shall be appointed without undergoing an examination in accordance with the act hereby amended, or the amendments thereof; and it shall be the duty of the commissioners and mayors of cities so to provide in regulations made under said acts."

Change section 8 to section 9.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 14 }

Those who voted in the affirmative, were

Allen	Curtis	Hawkins	Murphy	Scott
Barnes	Darragh	Heath	Nash	Seeber
Barager	Dean	Hodges	Nason	Sipp
Beckwith	Dibble	House	Nelson	Smith, W. E.
Boyce	Dimmick	Hubbell	Noxon	Smith, C.
Boynton	Donnelly	Husted	O'Neil	Sweet
Briggs	Duffy	Jackson	Osborne	Taylor
Brown, C. W.	Earl	Johnson, G. R.	Otis	Tremper
Burns	Ely	Kelly	Owen	Van Allen
Cady	Erwin	Kneeland	Palmer	Van Duzer
Cartwright	Farnum	Kruse	Pierson	Veeder
Childs	Forsyth	Lewis	Price	Welch
Church	Garbutt	Lindsay	Priddy	Whiteman
Clapp	Haggerty	Littlejohn	Rice	Wilcox
Clinton	Hasbrouck	Locke, L. R.	Roosevelt	Zimmerman
Coffey	Haskell	McCabe	Rosenthal	Speaker
Craig				

Those who voted in the negative, were

Ackroyd	Donohue	Joyce	Murray	Roche
Binder	Farrell	McDonald	Odell	Van Cott
Clarke	Felter	Mullaney	Oliver	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to incorporate the State Loan and Trust Company of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hall	Lindsay	Roche
Barnes	Craig	Harpending	Littlejohn	Roosevelt
Barager	Curtis	Hasbrouck	Locke, L. R.	Rosenthal
Beckwith	Darragh	Haskell	Murphy	Seeber
Binder	Dean	Hawkins	Murray	Shoemaker
Boyce	Dibble	Hendricks	Nash	Sipp
Boynton	Dimmick	Horton	Nason	Smith, W. E.
Briggs	Donohue	Hubbell	Nelson	Taylor
Brown, C. W.	Earl	Husted	Noxon	Tremper
Burns	Ely	Jackson	Odell	Van Allen
Butler	Erwin	Jobs	Oliver	Van Cott
Cady	Felter	Kelly	Osborne	Van Duzer
Cartwright	Forsyth	Kent	Owen	Whiteman
Church	Geddes	Kittle	Palmer	Zimmerman
Clapp	Haggerty	Lewis	Pierson	

For the negative,

Kruse

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 370 of the Laws of 1875, entitled 'An act to amend and consolidate the several acts relating to the city of Elmira,' and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Barnes	Craig	Heath	Lindsay	Pratt
Barager	Curtis	Hendricks	Littlejohn	Price
Beckwith	Darragh	Hodges	Mullaney	Priddy
Binder	Dibble	Horton	Murphy	Rice
Boyce	Dimmick	Howland	Murray	Roche
Boynton	Earl	Hubbell	Nash	Roosevelt
Briggs	Ely	Husted	Nason	Rosenthal
Brown, C. W.	Erwin	Jackson	Nelson	Sipp
Burns	Farnum	Jobs	Noxon	Smith, W. E.
Butler	Felter	Johnson, G. R.	Odell	Tremper
Cady	Garbutt	Joyce	Oliver	Van Allen
Cartwright	Haggerty	Kelly	Osborne	Van Cott
Childs	Hall	Kittle	Otis	Van Duzer
Church	Harpending	Kneeland	Palmer	Whiteman
Clarke	Haskell	Lewis	Pierson	Zimmerman
Clapp	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 361 of the Laws of 1883, entitled 'An act to amend chapter 119 of the Laws of 1875, entitled An act to amend chapter 146 of the Laws of 1872, entitled

An act to authorize corporations to hold and convey real estate for business purposes in other States with the consent thereof,' so as to authorize such corporations to hold and convey real estate in other States and countries, and to make investments and deposits therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Higgins	Littlejohn	Pratt
Barnes	Darragh	Hodges	Moore	Priddy
Barager	Dean	Hooley	Mullaney	Rice
Beckwith	Donohue	Howland	Murray	Rosenthal
Binder	Duffy	Hubbell	Nash	Scott
Boyce	Ely	Husted	Nason	Shoemaker
Boynton	Erwin	Jackson	Nelson	Sipp
Burns	Farnum	Jobes	Odell	Smith, W. E.
Butler	Felter	Joyce	Oliver	Tremper
Childs	Haggerty	Kent	O'Neil	Van Allen
Church	Hall	Kittle	Osborne	Van Cott
Clarke	Harpending	Kneeland	Otis	Veeder
Clinton	Haskell	Lewis	Owen	Walrath
Coffey	Hawkins	Lindsay	Palmer	Whiteman

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 254), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Coffey	Harpending	Lewis	Pratt
Barnes	Craig	Haskell	Lindsay	Price
Barager	Curtis	Heath	Littlejohn	Priddy
Beckwith	Darragh	Hendricks	McCabe	Rice
Binder	Dean	Higgins	Mullaney	Roche
Boyce	Donnelly	Howland	Murphy	Taylor
Boynton	Duffy	Husted	Murray	Tremper
Briggs	Earl	Jackson	Nelson	Van Allen
Brown, C. W.	Ely	Jobes	Noxon	Van Cott
Burns	Farnum	Johnson, G. R.	Odell	Van Duzer
Butler	Farrell	Joyce	Oliver	Veeder
Cady	Felter	Kelly	O'Neil	Westfall
Cartwright	Garbutt	Kittle	Osborne	Whiteman
Childs	Geddes	Kneeland	Otis	Wilcox
Clarke	Haggerty	Kruse	Palmer	Speaker
Clapp	Hall			

Those who voted in the negative, were
Hodges Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to provide for the payment to John Foley of his salary as supervisor of the county of New York," having been announced for a third reading,

On motion of Mr. Haggerty, and by unanimous consent, the same was amended as follows :

Section 1, line 9, strike out "seventy-four," and insert "seventy-five."

Same section, line 10, strike out "seventy-three," and insert "seventy-four."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Littlejohn	Pratt
Allen	Darragh	Hawkins	Locke, L. R.	Priddy
Baker	Dean	Hendricks	McCabe	Rice
Barnes	Dibble	Higgins	McDonald	Roche
Barager	Dimmick	Howe	Mullaney	Rosenthal
Beckwith	Duffy	Hubbell	Murphy	Scott
Binder	Earl	Husted	Nash	Sipp
Boyce	Ely	Jackson	Nelson	Smith, W. E.
Briggs	Erwin	Jobes	Noxon	Smith, C.
Brown, C. W.	Farnum	Jones	Odell	Sweet
Cady	Felter	Joyce	Oliver	Taylor
Cartwright	Forsyth	Kelly	Osborne	Van Allen
Church	Garbutt	Kittle	Otis	Van Cott
Clarke	Geddes	Kneeland	Owen	Van Duzer
Clapp	Haggerty	Kruse	Palmer	Veeder
Clinton	Hall	Lewis	Pierson	Wilcox
Craig	Harpending	Lindsay		

Those who voted in the negative, were

Donnelly Locke,* S. D.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to consolidate and amend the various acts passed May 7, 1872, May 1, 1873, June 12, 1874, and May 31, 1880, to regulate elections in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
 { NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Locke, L. R.	Pierson
Baker	Dean	Hooley	McCabe	Pratt
Barnes	Dimmick	Howland	McDonald	Priddy
Barager	Duffy	Hubbell	Mullaney	Rice
Beckwith	Earl	Husted	Murphy	Roche
Binder	Ely	Jackson	Murray	Rosenthal
Boynton	Erwin	Jobes	Nash	Scott
Briggs	Felter	Jones	Nason	Sipp
Burns	Geddes	Kelly	Nelson	Smith, C.
Cady	Haggerty	Kittle	Noxon	Sweet
Cartwright	Hall	Kneeland	Odell	Taylor
Clarke	Harpending	Kruse	O'Neil	Tremper
Clinton	Haskell	Lewis	Osborne	Van Allen
Coffey	Hawkins	Lindsay	Otis	Van Cott
Craig	Heath	Littlejohn	Palmer	Veeder
Curtis	Higgins			

Those who voted in the negative, were

Childs Farnum

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to establish a public place in the Twenty-second ward in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
 { NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Craig	Hawkins	Littlejohn	Priddy
Baker	Darragh	Heath	Locke, L. R.	Rice
Barnes	Dean	Higgins	McCabe	Roche
Barager	Dibble	Hodges	McDonald	Rosenthal
Beckwith	Duffy	Howland	Mullaney	Smith, W. E.
Binder	Earl	Hubbell	Murphy	Smith, C.
Briggs	Ely	Jackson	Murray	Sweet
Brown, C. W.	Erwin	Jobes	Nash	Taylor
Burns	Farnum	Jones	Nelson	Tremper
Cady	Felter	Joyce	Noxon	Van Allen
Cartwright	Forsyth	Kelly	Odell	Van Cott
Childs	Garbutt	Kittle	Oliver	Van Duzer
Church	Geddes	Kneeland	Osborne	Veeder
Clarke	Haggerty	Kruse	Pierson	Walrath
Clinton	Hall	Lewis	Pratt	Whiteman
Coffey	Haskell	Lindsay		

For the negative,

Hooley

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend chapter 39 of the Laws of 1862, entitled 'An act in relation to Vassar Female College,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Craig	Haggerty	Kneeland	Owen
Baker	Curtis	Hall	Kruse	Pierson
Barnes	Darragh	Harpending	Lewis	Pratt
Barager	Dean	Haskell	Lindsay	Priddy
Beckwith	Dibble	Hawkins	Littlejohn	Rice
Binder	Dimmick	Heath	Locke, L. R.	Roche
Boynton	Donnelly	Higgins	McCabe	Rosenthal
Briggs	Duffy	Hodges	McDonald	Scott
Brown, C. W.	Earl	Hubbell	Murphy	Smith, C.
Burns	Ely	Husted	Murray	Sweet
Cady	Erwin	Jackson	Nash	Taylor
Childs	Farnum	Jobs	Odell	Tremper
Church	Farrell	Jones	O'Neil	Van Allen
Clarke	Forsyth	Joyce	Osborne	Van Cott
Clinton	Garbutt	Kittle	Otis	Veeder
Coffey	Geddes			

Those who voted in the negative, were

Cartwright Howland

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hall	Kneeland	Pierson
Baker	Darragh	Harpending	Lewis	Pratt
Barnes	Dean	Haskell	Lindsay	Price
Barager	Dibble	Hawkins	Littlejohn	Rice
Beckwith	Dimmick	Heath	Locke, L. R.	Roche
Binder	Donnelly	Higgins	McCabe	Scott
Boyce	Donohue	Hodges	McDonald	Sweet
Briggs	Duffy	Horton	Murphy	Taylor
Burns	Earl	Howe	Murray	Tremper
Cady	Ely	Howland	Nash	Van Allen
Cartwright	Erwin	Husted	Nelson	Van Cott
Childs	Farnum	Jackson	Odell	Van Duzer
Church	Felter	Jobs	Oliver	Veeder
Clarke	Garbutt	Jones	Osborne	Walrath
Clinton	Geddes	Joyce	Otis	Whiteman
Coffey	Haggerty	Kittle		

For the negative,
House

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

On motion of Mr. Hubbell, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 241, entitled "An act for the relief of Thomas Evershed," and the same was ordered to a third reading.

On motion of Mr. Husted, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 219, entitled "An act to abolish imprisonment on final judgment in civil actions," and the same was ordered to a third reading.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (subd. 3, § 315), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 73 }
{ NOES 8 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hawkins	Lindsay	Pierson
Baker	Dean	Heath	Littlejohn	Pratt
Barnes	Dibble	Hodges	Locke, L. R.	Price
Barager	Donnelly	Horton	McCabe	Roche
Beckwith	Donohue	House	Mullaney	Rosenthal
Binder	Earl	Howe	Murphy	Sipp
Boyce	Ely	Howland	Murray	Smith, C.
Briggs	Erwin	Husted	Nash	Taylor
Burns	Farnum	Jackson	Odell	Tremper
Cady	Farrell	Jobes	Oliver	Van Allen
Church	Felter	Jones	O'Neil	Van Cott
Clarke	Garbutt	Joyce	Osborne	Van Duzer
Clinton	Geddes	Kelly	Otis	Veeder
Coffey	Haggerty	Kittle	Owen	Wilcox
Curtis	Haskell	Kneeland		

Those who voted in the negative, were

Boynton	Hall	Lewis	Scott	Sweet
Cartwright	Hubbell	McDonald		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The hour of 8 o'clock, P. M., having arrived, the House, pursuant to resolution, adjourned.

THURSDAY, MAY 15, 1884.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Smart.

On motion of Mr. Van Cott, the reading of the journal was dispensed with.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter 495 of the Laws of 1880, entitled 'An act to amend chapter 714 of the Laws of 1869, entitled 'An act to incorporate the city of Watertown and certain acts supplementary thereto and amendatory thereof,'" which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Littlejohn, and by unanimous consent, the rules were suspended, and said bill was ordered to a third reading.

"An act to amend the Code of Civil Procedure" (§ 3063), which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Van Cott, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

"An act to incorporate the Good Samaritan Dispensary in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Senate returned the Assembly bill No. 190, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York.'"

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to "Shore Inspector" Ferguson, Hon. John Van Voorhees, Hon. Charles Corbett, Hon. George Van Buren, former members of this House.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to provide ways and means for the support of government."

"An act making appropriation for the purchase of a service uniform for organizations of the National Guard of the State of New York."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same, as amended :

"An act in relation to the office of the register of the city and county of New York."

"An act in relation to the office of surrogate of the county of New York."

"An act concerning the collection of assessments for the opening or improving of roads, streets or avenues in the several towns of the State, in counties containing over three hundred thousand inhabitants."

"An act to amend and revise chapter 65 of the Laws of 1859, entitled 'An act to revise and consolidate the act to incorporate the village of Hoosick Falls, and the several acts amending the same.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act to amend an act entitled 'An act to revise, amend and consolidate the laws in relation to the village of Norwich, in the county of Chenango, being chapter 171 of the Laws of 1857,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hubbell	McCabe	Rosenthal
Allen	Dimmick	Husted	Murray	Scott
Barnes	Earl	Jackson	Nagle	Seeber
Binder	Ely	Jobes	Nason	Shoemaker
Boyce	Felter	Johnson, G. R.	Nelson	Sipp
Boynton	Forsyth	Johnson, S. W.	Noxon	Smith, C.
Briggs	Garbutt	Jones	Odell	Sweet
Brown, C. W.	Haggerty	Joyce	Osborne	Taylor
Burns	Hall	Kelly	Otis	Tremper
Butler	Harpending	Kent	Owen	Van Allen
Cady	Haskell	Kittle	Palmer	Van Cott
Cartwright	Hawkins	Lewis	Pratt	Van Duzer
Childs	Heath	Lindsay	Priddy	Walrath
Church	House	Littlejohn	Rice	Whiteman
Clarke	Howe	Locke, L. R.	Roche	Wilcox
Craig	Howland	Maher	Roosevelt	Zimmerman
Curtis				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 329 of the Laws of 1883, entitled 'An act to provide for organizing in the Supreme Court, five general terms thereof, and for the election of justices of that court in addition to the justices now in office,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Horton	Nash	Shoemaker
Barnes	Dean	Howe	Nelson	Sipp
Beckwith	Dibble	Howland	Noxon	Smith, W. E.
Binder	Dimmick	Hubbell	Odell	Smith, C.
Boyce	Dreiss	Husted	Oliver	Sweet
Boynton	Duffy	Jackson	O'Neil	Taylor
Briggs	Earl	Jobes	Osborne	Tremper
Brown, C. W.	Ely	Johnson, S. W.	Otis	Van Allen
Burns	Felter	Jones	Owen	Van Cott
Butler	Geddes	Kent	Pratt	Van Duzer
Cady	Haggerty	Lindsay	Priddy	Veeder
Cartwright	Hall	Littlejohn	Rice	Whiteman
Childs	Harpending	Locke, L. R.	Roche	Wilcox
Church	Hawkins	Maher	Rosenthal	Zimmerman
Clarke	Higgins	McCabe	Scott	Speaker
Craig	Hodges	Murray	Seeber	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act supplemental to chapter 444 of the Laws of 1877, entitled 'An act to repeal an act entitled 'An act to alter the map or plan of the city of New York by laying out thereon a parade ground, and to authorize the taking of the same,' passed

April 20, 1871, and to provide for the payment of compensation for loss and damage to certain owners of land affected by said act," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Hodges	Locke, L. R.	Roche
Beckwith	Donnelly	Howe	Maher	Rosenthal
Binder	Donohue	Howland	McCabe	Scott
Boyce	Dreiss	Hubbell	Murray	Seeber
Boynton	Duffy	Husted	Nash	Shoemaker
Briggs	Earl	Jackson	Nason	Sipp
Brown, C. W.	Ely	Jobes	Nelson	Smith, C.
Burns	Erwin	Johnson, S.W.	Noxon	Sweet
Butler	Farrell	Jones	Odell	Taylor
Cady	Felter	Joyce	Osborne	Tremper
Cartwright	Forsyth	Kelly	Otis	Van Allen
Church	Geddes	Kent	Owen	Van Cott
Clarke	Haggerty	Kittle	Palmer	Van Duzer
Craig	Hall	Kruse	Pierson	Veeder
Curtis	Haskell	Lewis	Pratt	Whiteman
Dean	Hawkins	Lindsay	Priddy	Zimmerman
Dibble	Hendricks	Littlejohn	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to enable corporations organized under the laws of this State to extend their existence," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Dean	Howe	Locke, L. R.	Roche
Barnes	Dibble	Howland	McCabe	Rosenthal
Barager	Dimmick	Hubbell	Mullaney	Scott
Beckwith	Donnelly	Husted	Murphy	Seeber
Binder	Donohue	Jackson	Murray	Shoemaker
Boyce	Dreiss	Jobes	Nash	Sipp
Briggs	Earl	Johnson, S. W.	Nelson	Smith, C.
Burns	Ely	Jones	Noxon	Sweet
Butler	Felter	Joyce	Odell	Tremper
Cady	Garbutt	Kelly	Oliver	Van Allen
Cartwright	Haggerty	Kent	Osborne	Van Cott
Church	Hall	Kittle	Otis	Van Duzer
Clarke	Harpending	Lindsay	Pratt	Veeder
Craig	Hawkins	Littlejohn	Priddy	Whiteman
Curtis	Hodges	Locke, S. D.	Rice	Zimmerman
Dayton				

Those who voted in the negative, were

Erwin Kruse

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Earl spoke to a question of privilege in connection with certain correspondence of the New York Times, stating that he had been misrepresented and unjustly criticised therein.

Mr. Veeder offered, for the consideration of the House, a resolution in the words following :

Resolved, That the reporter of the New York Times be and he is hereby expelled from a seat in this House.

Mr. Howe moved that said resolution be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Howe, and it was determined in the negative.

{ AYES 55 }
{ NOES 63 }

Those who voted in the affirmative, were

Baker	Clapp	Hodges	Kruse	Palmer
Barnes	Craig	House	Locke, L. R.	Rice
Barager	Curtis	Howe	Maher	Roche
Beckwith	Erwin	Howland	McCabe	Roosevelt
Boynton	Geddes	Hubbell	Miles	Seeber
Brown, J. H.	Haggerty	Husted	Mullaney	Smith, W. E.
Butler	Hall	Jobes	Nelson	Taylor
Cady	Hawkins	Jones	Odell	Tremper
Cartwright	Heath	Kelly	Oliver	Van Duzer
Childs	Hendricks	Kent	O'Neil	Whiteman
Church	Higgins	Kneeland	Otis	Zimmerman

Those who voted in the negative, were

Ackroyd	Dean	Harpending	Murphy	Rosenthal
Allen	Dibble	Hasbrouck	Murray	Scott
Bailey	Donnelly	Haskell	Nagle	Shoemaker
Becker	Donohue	Hooley	Nash	Sipp
Binder	Dreiss	Horton	Nason	Smith, C.
Boyce	Duffy	Johnson, S. W.	Noxon	Sweet
Briggs	Earl	Joyce	Osborne	Van Allen
Brown, C. W.	Ely	Kittle	Owen	Van Cott
Burns	Farnum	Lewis	Pierson	Veeder
Clarke	Farrell	Lindsay	Pratt	Welch
Coffey	Felter	Littlejohn	Price	Westfall
Darragh	Forsyth	Locke, S. D.	Priddy	Wilcox
Dayton	Garbutt	McDonald		

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. Boynton offered, as a substitute for said resolution of Mr. Veeder, the following :

Resolved, That the Albany correspondent of the New York Times, in his indiscriminate and unjustifiable attacks upon the character and motives of members of this House, deserves the marked censure of this body, and of all honorable journalists.

Resolved, That the proprietors of the New York Times be requested, in the future, to send as its representative in Albany another and impartial correspondent.

Mr. Van Cott moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Boynton, and it was determined in the affirmative.

{ AYES 67 }
{ NOES 52 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Forsyth	Littlejohn	Pierson
Allen	Dayton	Garbutt	Locke, S. D.	Price
Bailey	Dean	Hall	McDonald	Priddy
Barnes	Dibble	Harpending	Mullaney	Rosenthal
Becker	Dimmick	Haskell	Murphy	Scott
Binder	Donnelly	Heath	Murray	Shoemaker
Boynton	Donohue	Hooley	Nash	Sipp
Briggs	Dreiss	Horton	Nason	Smith, C.
Brown, C. W.	Duffy	Johnson, G. R.	Noxon	Sweet
Brown, J. H.	Earl	Johnson, S. W.	Odell	Van Cott
Burns	Ely	Joyce	Osborne	Veeder
Cartwright	Farnum	Kittle	Owen	Welch
Clarke	Farrell	Lindsay	Palmer	Westfall
Coffey	Felter			

Those who voted in the negative, were

Baker	Haggerty	Jobs	Miles	Seeber
Barager	Hasbrouck	Jones	Nagle	Smith, W. E.
Butler	Hawkins	Kelly	Nelson	Taylor
Cady	Hendricks	Kittle	Oliver	Tremper
Childs	Higgins	Kneeland	O'Neil	Van Allen
Church	Hodges	Kruse	Otis	Van Duzer
Clapp	House	Lewis	Pratt	Walrath
Craig	Howe	Locke, L. R.	Rice	Whiteman
Curtis	Howland	Maher	Roche	Wilcox
Erwin	Hubbell	McCabe	Roosevelt	Zimmerman
Geddes	Husted			

The Senate bill entitled "An act to amend chapter 344 of the Laws of 1880, entitled 'An act to establish a local court of civil jurisdiction in the city of Buffalo, and to amend the charter of said city,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hawkins	Murphy	Scott
Allen	Dibble	Heath	Murray	Seeber
Bailey	Dimmick	Higgins	Nagle	Shoemaker
Baker	Donnelly	Hodges	Nash	Sipp
Barnes	Donohue	House	Nason	Sweet
Becker	Duffy	Hubbell	Noxon	Taylor
Beckwith	Ely	Husted	Odell	Tremper
Binder	Erwin	Jackson	Oliver	Van Allen
Boyce	Farnum	Johnson, G. R.	O'Neil	Van Cott

Brown, C. W.	Felter	Johnson, S. W.	Osborne	Van Duzer
Brown, J. H.	Forsyth	Joyce	Otis	Veeder
Cady	Garbutt	Kneeland	Owen	Walrath
Cartwright	Geddes	Lewis	Price	Welch
Clarke	Hall	Littlejohn	Priddy	Whiteman
Craig	Harpending	Maher	Rice	Wilcox
Curtis	Hasbrouck	McDonald	Roche	Zimmerman
Darragh	Haskell	Mullaney	Roosevelt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize the Commissioners of the Land Office to lease land in Hamilton county to Frank H. Stott," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Darragh	Hodges	Murphy	Rosenthal
Allen	Dean	House	Murray	Scott
Baker	Dibble	Howe	Nagle	Shoemaker
Barnes	Dimmick	Husted	Nash	Sipp
Beckwith	Donnelly	Jackson	Nason	Sweet
Binder	Donohue	Jobes	Nelson	Tremper
Boyce	Duffy	Johnson, S. W.	Noxon	Van Allen
Brown, C. W.	Erwin	Jones	Odell	Van Cott
Brown, J. H.	Farnum	Joyce	Oliver	Van Duzer
Burns	Felter	Kent	O'Neil	Veeder
Butler	Forsyth	Kneeland	Osborne	Walrath
Cady	Garbutt	Kruse	Owen	Welch
Childs	Harpending	Lindsay	Palmer	Westfall
Church	Hasbrouck	Littlejohn	Pratt	Whiteman
Clarke	Haskell	Maher	Rice	Wilcox
Clapp	Hawkins	McCabe	Roche	Zimmerman
Craig	Heath	Miles	Roosevelt	Speaker
Curtis	Higgins	Mullaney		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 219 of the Laws of 1878, entitled 'An act in relation to evidence in civil and criminal cases,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 70 }
{ NOES 9 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Garbutt	Kruse	Price
Baker	Craig	Geddes	Lindsay	Priddy
Barnes	Curtis	Harpending	Littlejohn	Scott

Becker	Darragh	Hasbrouck	Maher	Seeber
Beckwith	Dean	Haskell	Mullaney	Shoemaker
Binder	Dibble	Hawkins	Murphy	Smith, W. E.
Boyce	Dimmick	Heath	Nash	Smith, C.
Boynton	Donnelly	Horton	Nelson	Sweet
Briggs	Duffy	House	Noxon	Taylor
Brown, J. H.	Ely	Husted	Oliver	Van Allen
Butler	Erwin	Jobs	O'Neil	Van Cott
Cartwright	Farnum	Johnson, G. R.	Owen	Van Duzer
Church	Felter	Jones	Palmer	Veeder
Clarke	Forsyth	Joyce	Pratt	Walrath

Those who voted in the negative, were

Brown, C. W.	Donohue	McCabe	Otis	Sipp
Childs	Johnson, S. W.	Odell	Roche	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to ratify and confirm the agreement entered into by commissioners on the part of the States of New York and New Jersey in relation to that portion of the boundary line between said States, extending from the Hudson river on the east to the Delaware river on the west," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Childs	Hawkins	Murphy	Roche
Allen	Clarke	Heath	Nagle	Roosevelt
Bailey	Craig	Horton	Nash	Rosenthal
Baker	Curtis	Husted	Nelson	Scott
Barnes	Dibble	Jobs	Noxon	Shoemaker
Becker	Dimmick	Johnson, G. R.	Odell	Sipp
Beckwith	Donnelly	Johnson, S. W.	Oliver	Sweet
Binder	Donohue	Jones	O'Neil	Taylor
Boyce	Duffy	Joyce	Osborne	Van Allen
Boynton	Felter	Lewis	Otis	Van Cott
Briggs	Garbutt	Littlejohn	Palmer	Van Duzer
Brown, C. W.	Haggerty	Locke, S. D.	Pratt	Veeder
Brown, J. H.	Hall	McCabe	Price	Walrath
Butler	Harpending	McDonald	Priddy	Westfall
Cady	Hasbrouck	Mullaney	Rice	Zimmerman
Cartwright	Haskell			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide additional accommodations for the common schools in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 84 }
 { NOES 1 }

Those who voted in the affirmative, were

Allen	Craig	Haggerty	Kent	Pierson
Bailey	Curtis	Hall	Kittle	Pratt
Baker	Dean	Hasbrouck	Kruse	Price
Barnes	Dibble	Haskell	Lewis	Roche
Becker	Dimmick	Hawkins	Lindsay	Roosevelt
Beckwith	Donnelly	Heath	McDonald	Rosenthal
Binder	Donohue	Hendricks	Murphy	Scott
Boyce	Duffy	Hodges	Murray	Shoemaker
Briggs	Earl	Horton	Nash	Sipp
Brown, C. W.	Ely	Howland	Nelson	Sweet
Burns	Erwin	Hubbell	Noxon	Taylor
Butler	Farnum	Husted	Odell	Van Allen
Cady	Farrell	Jackson	Oliver	Van Cott
Cartwright	Felter	Jobes	O'Neil	Welch
Church	Forsyth	Johnson, G. R.	Osborne	Westfall
Clarke	Garbutt	Johnson, S. W.	Otis	Zimmerman
Clapp	Geddes	Jones	Palmer	

For the negative,
 Boynton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Littlejohn called from the table the following concurrent resolution :

Whereas, This Legislature fully believes that the New York system of water-ways is of inter-State commercial importance, and is not confined in its beneficent control of the rate of freights to the location through which they run ; therefore,

Resolved (if the Assembly concur), That, in view of their national defensive and commercial importance, we respectfully request the careful consideration of our Representatives in Congress of such measures as, upon due investigation and consideration, shall be found to be best adapted to accomplish the proposed object.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Littlejohn offered, for the consideration of the House, a resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor recalling Assembly bill, entitled "An act authorizing the Comptroller of the State to foreclose a mortgage and sell certain lands and premises," for amendment.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The privileges of the floor were extended to Congressman Wemple.

Mr. Rice offered, for the consideration of the House, a resolution in the words following :

Whereas, In the year 1881, on the floor of the Assembly of the State of New York, one Samuel H. Bradley, then being a member of

said Assembly, did allege and charge that, for the purpose of bribing him and influencing his (the said Bradley's) vote in the contest then pending in the Legislature of the State of New York for the election of a United States Senator, one Loren B. Sessions, then being a Senator of the State of New York, did corruptly and viciously pay and deliver to him (the said Bradley) the sum of \$2,000, which said sum of money was then and there delivered by said Bradley to the Speaker of said Assembly, and by the said Speaker was delivered to the chairman of a special committee appointed by said Assembly to investigate the said allegation and charges of bribery and corruption, and, in the due course of legal proceedings, taken by indictment to punish the said Loren B. Sessions for his alleged corrupt and wicked practices, was paid to the treasurer of the county of Albany for safe-keeping, in whose possession and custody the same now is ; and

Whereas, The prosecution by the people of the said indictment against the said Loren B. Sessions for bribery as aforesaid has caused an expenditure by the people of about the sum of \$5,000 ; therefore,

Resolved (if the Senate concur), That the treasurer of the county of Albany be and he hereby is directed to pay to the Comptroller of the State of New York, by him to be paid into the general fund of said State, the said sum of \$2,000.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Kruse called from the table concurrent resolutions in the words following:

Whereas, Many Union soldiers, prisoners of war, were confined in Libby, Andersonville, and other southern prisons during the late war of the rebellion, and by reason of said imprisonment and the consequent sufferings entailed thereby, the general health and constitutional vitality of those who survived said imprisonment were so impaired as to bring on a premature breaking down of general health, and of the vital powers ; and

Whereas, It is but simple justice to those deserving and patriotic men, that their strong claims to the sympathy of the country should receive such recognition as their merit, suffering and patriotic services demand ; therefore,

Resolved (if the Assembly concur), That our Senators and Representatives in Congress from the State of New York are hereby requested to use their influence in the Congress of the United States, to procure the passage of an act granting pensions to such surviving soldiers, prisoners of war who were confined in prisons as above recited, and have been honorably discharged from the army of the United States.

Resolved (if the Assembly concur), That the Governor be and he is hereby requested to transmit to each of our Senators and Representatives in Congress a copy of these resolutions.

Mr. Speaker put the question whether the House would agree to said resolutions, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolutions to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend chapter 508 of the Laws of 1863, entitled 'An act to define and limit the number

of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments," with a message that they have agreed to the report of the conference committee thereon as follows :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act to amend chapter 508 of the Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments,'" reported that they have duly conferred upon said matters, and agreed to recommend that the Senate recede from its amendments to said bill.

T. E. ELLSWORTH,
ROBERT C. TITUS,
C. P. VEDDER,
Senate Committee.

D. J. WILCOX,
FRANK RICE,
GEO. Z. ERWIN,
N. C. BOYNTON,
Assembly Committee.

ALBANY, May 14, 1884.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference.

The bill entitled "An act to amend title 2, chapter 13, part 1 of the Revised Statutes, entitled 'Of the place and manner in which property is to be assessed,'" having been announced for a third reading,

Mr. Van Duzer moved to strike out in line 5 after the word "personal" all down to the end of section.

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Van Duzer to amend, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 67 }
{ NOES 11 }

Those who voted in the affirmative, were

Allen	Cartwright	Geddes	Kneeland	Palmer
Baker	Church	Harpending	Kruse	Rice
Barnes	Clapp	Hasbrouck	Lindsay	Roche
Barager	Craig	Hawkins	Littlejohn	Roosevelt
Becker	Curtis	Higgins	Locke, S. D.	Rosenthal
Beckwith	Dayton	Horton	McCabe	Seeber
Binder	Dimmick	Howland	Miles	Sipp

Boyce	Donnelly	Hubbell	Murphy	Smith, W. E.
Boynton	Donohue	Husted	Murray	Sweet
Brown, C. W.	Dreiss	Johnson, S. W.	Oliver	Tremper
Brown, J. H.	Duffy	Jones	O'Neil	Van Cott
Burns	Farnum	Joyce	Osborne	Van Duzer
Butler	Felter	Kent	Owen	Zimmerman
Cady	Garbutt			

Those who voted in the negative, were

Bailey	Hodges	Lewis	Noxon	Scott
Hall	Kittle	Nash	Pierson	Van Allen
Haskell				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hooley offered, for the consideration of the House, a resolution in the words following :

Resolved, That when this House adjourns this afternoon at six o'clock, that it be until eight o'clock this evening.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

The bill entitled "An act to legalize the acts of Jeffrey Stroud and William C. Cummins as commissioners of excise of the town of Woodhull, in the county of Steuben," having been announced for a third reading,

On motion of Mr. Childs, and by unanimous consent, the same was amended as follows :

Amend the title by adding the following : "and the acts of John Reynolds and Charles H. Rosekrans, as commissioners of excise of the town of Neversink, in the county of Sullivan."

Amend section 1 by inserting, after the word "Steuben," the following : "and the acts of John Reynolds and Charles H. Rosekrans, as commissioners of excise of the town of Neversink, in the county of Sullivan."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hawkins	Locke, L. R.	Roosevelt
Allen	Curtis	Heath	Maher	Rosenthal
Baker	Darragh	Higgins	Miles	Scott
Barnes	Dimmick	Hodges	Murphy	Seeber
Barager	Donnelly	Howland	Nash	Shoemaker
Becker	Dreiss	Husted	Nelson	Sweet
Beckwith	Earl	Jobes	Noxon	Taylor
Boyce	Farnum	Johnson, S. W.	Oliver	Tremper
Briggs	Felter	Jones	Osborne	Van Allen
Brown, C. W.	Forsyth	Joyce	Otis	Van Cott
Brown, J. H.	Garbutt	Kittle	Palmer	Veeder
Burns	Geddes	Kneeland	Price	Walrath
Cady	Hall	Kruse	Priddy	Welch
Cartwright	Harpending	Littlejohn	Rice	Wilcox
Childs	Haskell	Locke, S. D.	Roche	Zimmerman
Church				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in relation to Bethpage Cemetery in the town of Oyster Bay, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Heath	Littlejohn	Priddy
Allen	Darragh	Hendricks	Locke, S. D.	Rice
Bailey	Dibble	Higgins	Maher	Roche
Barager	Dimmick	Hodges	McCabe	Roosevelt
Becker	Donnelly	Howland	McDonald	Scott
Beckwith	Dreiss	Hubbell	Miles	Seeber
Binder	Earl	Husted	Nash	Shoemaker
Briggs	Ely	Jackson	Noxon	Sipp
Brown, C. W.	Erwin	Jobes	Odell	Tremper
Brown, J. H.	Felter	Johnson, S. W.	Oliver	Van Allen
Butler	Garbutt	Jones	Osborne	Van Cott
Cady	Geddes	Joyce	Otis	Van Duzer
Cartwright	Hall	Kittle	Owen	Veeder
Childs	Harpending	Kneeland	Palmer	Walrath
Clapp	Hasbrouck	Kruse	Pratt	Whiteman
Coffey	Haskell	Lewis	Price	Zimmerman
Craig	Hawkins	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the State Executive Committee of the Young Men's Christian Associations of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hendricks	Murphy	Roche
Allen	Dibble	Howland	Nagle	Rosenthal
Bailey	Dimmick	Husted	Nash	Scott
Baker	Erwin	Jobes	Nelson	Shoemaker
Becker	Farrell	Johnson, G. R.	Noxon	Sipp
Beckwith	Felter	Johnson, S. W.	Odell	Smith, W. E.
Binder	Forsyth	Jones	Oliver	Tremper
Briggs	Garbutt	Joyce	Osborne	Van Allen
Brown, C. W.	Haggerty	Kittle	Otis	Van Cott
Brown, J. H.	Hall	Lindsay	Owen	Van Duzer
Burns	Harpending	Littlejohn	Palmer	Walrath
Cady	Hasbrouck	Locke, S. D.	Pierson	Welch
Cartwright	Haskell	Locke, L. R.	Pratt	Whiteman
Craig	Hawkins	McCabe	Price	Wilcox
Curtis	Heath	Mullaney	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 39 }
{ NOES 39 }

Those who voted in the affirmative, were

Ackroyd	Cartwright	Driss	Jobs	Moore
Allen	Clarke	Garbutt	Johnson, G. R.	Murray
Bailey	Clapp	Harpending	Johnson, S. W.	Nelson
Baker	Curtis	Hasbrouck	Joyce	Oliver
Barnes	Darragh	Hendricks	Kelly	Otis
Becker	Dean	Howland	Littlejohn	Walrath
Brown, C. W.	Dibble	Husted	Maher	Welch
Cady	Donnelly	Jackson	Miles	

Those who voted in the negative, were

Boynton	Haggerty	Lindsay	Palmer	Shoemaker
Briggs	Hall	Locke, S. D.	Pierson	Smith, C.
Brown, J. H.	Hodges	McCabe	Pratt	Sweet
Burns	House	Mullaney	Priddy	Van Allen
Earl	Jones	Nagle	Rice	Van Cott
Erwin	Kent	Nash	Roche	Wilcox
Felter	Kittle	Nason	Scott	Zimmerman
Forsyth	Lewis	Noxon	Seeber	

The bill entitled "An act to amend the Code of Civil Procedure" (§ 93), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Craig	Husted	Murray	Rice
Allen	Curtis	Jackson	Nagle	Roche
Bailey	Dimmick	Jobs	Nash	Rosenthal
Baker	Donohue	Johnson, G. R.	Nason	Seeber
Becker	Driss	Johnson, S. W.	Nelson	Shoemaker
Beckwith	Earl	Jones	Noxon	Sipp
Binder	Farnum	Joyce	Odell	Smith, C.
Briggs	Felter	Kelly	Oliver	Van Allen
Brown, C. W.	Garbutt	Kent	Osborne	Van Cott
Brown, J. H.	Haggerty	Kittle	Otis	Van Duzer
Cady	Harpending	Littlejohn	Owen	Veeder
Childs	Haskell	Maher	Palmer	Walrath
Church	Hawkins	McCabe	Pierson	Welch
Clarke	Higgins	McDonald	Pratt	Whiteman
Clapp	House	Miles	Priddy	Zimmerman
Coffey	Howland	Moore		

Those who voted in the negative, were

Boynton	Dayton	Erwin	Hall	Hodges
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 97), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hendricks	Locke, L. R.	Pratt
Allen	Dimmick	Hodges	Maher	Priddy
Barnes	Donnelly	House	McCabe	Rice
Becker	Donohue	Husted	Murphy	Roosevelt
Beckwith	Dreiss	Jackson	Murray	Scott
Boyce	Duffy	Jobes	Nagle	Seeber
Briggs	Ely	Johnson, G. R.	Nash	Shoemaker
Brown, C. W.	Felter	Johnson, S. W.	Nason	Sweet
Brown, J. H.	Garbutt	Jones	Nelson	Taylor
Butler	Haggerty	Joyce	Noxon	Tremper
Cartwright	Hall	Kelly	Oliver	Van Allen
Church	Harpending	Kent	O'Neil	Van Cott
Clarke	Hasbrouck	Kruse	Osborne	Walrath
Clapp	Haskell	Lindsay	Otis	Welch
Coffey	Hawkins	Littlejohn	Palmer	Whiteman
Dean	Heath	Locke, S. D.	Pierson	Zimmerman

For the negative,

Erwin

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 20 of title 3 of chapter 298 of the Laws of 1883, entitled 'An act to provide for the government of the city of Albany,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Heath	McCabe	Roche
Allen	Dreiss	Hendricks	McDonald	Roosevelt
Baker	Duffy	Horton	Miles	Rosenthal
Barnes	Earl	House	Murphy	Seeber
Barager	Ely	Howland	Murray	Shoemaker
Becker	Erwin	Husted	Nagle	Smith, C.
Binder	Farnum	Jobes	Nelson	Tremper
Brown, C. W.	Farrell	Johnson, G. R.	Noxon	Van Allen
Burns	Felter	Johnson, S. W.	Odell	Van Cott
Cady	Garbutt	Jones	Oliver	Veeder
Cartwright	Haggerty	Joyce	O'Neil	Walrath

Clarke	Hall	Kelly	Osborne	Welch
Coffey	Harpending	Kent	Palmer	Whiteman
Dean	Hasbrouck	Kruse	Pierson	Zimmerman
Dibble	Haskell	Littlejohn	Pratt	Speaker
Dimmick	Hawkins			

For the negative,
Sweet

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Taylor spoke to a question of privilege, stating that Assembly bill No. 364, which has passed this House, had been abstracted from the Clerk's desk of the Senate by a member of the Assembly, and moved that a special committee of three be appointed to investigate and report as to what had been done with said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Erwin, Butler and Taylor.

The Senate returned the bill entitled "An act supplemental to chapter 187 of the Laws of 1881, entitled 'An act to provide for the establishment of a house of refuge for women,' and making an additional appropriation for the erection of a building," with a message that they have concurred in the passage of the same, with the following amendment:

Section 3, line 7, strike out the word "them," and insert the words "the Comptroller."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Dean	Hodges	Lindsay	Rice
Allen	Donnelly	Horton	Littlejohn	Roche
Baker	Duffy	House	Locke, S. D.	Roosevelt
Barnes	Earl	Howe	Locke, L. R.	Rosenthal
Becker	Ely	Howland	McDonald	Scott
Beckwith	Farnum	Hubbell	Miles	Shoemaker
Binder	Felter	Husted	Mullaney	Sipp
Boynton	Forsyth	Jackson	Nash	Smith, W. E.
Brown, C. W.	Garbutt	Jobes	Noxon	Sweet
Burns	Geddes	Johnson, S. W.	Odell	Tremper
Butler	Haggerty	Jones	Oliver	Van Allen
Cady	Hall	Joyce	O'Neil	Van Cott
Cartwright	Hasbrouck	Kent	Osborne	Veeder
Church	Haskell	Kittle	Otis	Welch
Clarke	Hawkins	Kneeland	Palmer	Whiteman
Clapp	Heath	Kruse	Pierson	Wilcox
Curtis	Higgins	Lewis	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate returned the bill entitled "An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts, for the purpose of taxation,'" with a message that they have concurred in the passage of the same, with the following amendment:

Amend the title so as to read as follows:

"An act to amend chapter 694 of the Laws of 1867, entitled 'An act in relation to the valuation of the property of railroad companies in school districts, for the purpose of taxation,' and to extend the provisions of this act to telegraph, telephone and pipe line companies."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Heath	Locke, S. D.	Rice
Baker	Dreiss	Higgins	Locke, L. R.	Roche
Barnes	Duffy	Hodges	Maher	Rosenthal
Becker	Ely	House	Miles	Scott
Beckwith	Farnum	Howland	Moore	Shoemaker
Binder	Felter	Hubbell	Mullaney	Sipp
Brown, C. W.	Forsyth	Husted	Nash	Taylor
Butler	Garbutt	Jackson	Nelson	Tremper
Cady	Geddes	Jobes	Odell	Van Allen
Cartwright	Haggerty	Johnson, S. W.	Oliver	Van Cott
Church	Hall	Jones	O'Neil	Veeder
Clarke	Harpending	Kelly	Osborne	Welch
Clinton	Hasbrouck	Kruse	Otis	Whiteman
Curtis	Haskell	Lewis	Palmer	Wilcox
Dean	Hawkins	Littlejohn	Pierson	Zimmerman
Dimmick				

For the negative,

Darragh

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

A message was received from the Senate and read in the words following:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill entitled "An act to provide the means, and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1884," reported that they have duly conferred upon said matters, and agreed to recommend (Mr. Robinson dissenting) that the Assembly concur in the amendments made by the Senate to said bill, which is as follows:

Page 2, line 17, engrossed bill, strike out the words "twenty-five," and insert the word "fifteen."

Also, that the Senate do recede from its amendments to said bill, which is as follows:

Strike out section 4 of the bill, and that the bill, as passed by the Assembly with the Senate amendments first herein mentioned, be concurred in by the Senate and Assembly.

FRED. S. GIBBS,
ROBERT C. TITUS,
Senate Committee.

GEORGE CLINTON,
G. M. SWEET,
J. ACKROYD,
JAMES GEDDES,
CHAS. M. ALLEN,
Assembly Committee.

IN SENATE, May 14, 1884.

Resolved, That the Senate do non-concur in the report of the committee of conference on the within entitled bill, that a new committee of conference be appointed consisting of Messrs. Robinson, McCarthy and Murphy, and a like committee requested on the part of the Assembly.

By order,

JOHN W. VROOMAN, *Clerk.*

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such new committee of conference Messrs. Clinton, Joyce, Heath, Walrath and Maher.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The Senate returned the bill entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled 'An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," with a message that they do non-concur in the amendments of the Assembly thereto, and have appointed a committee of conference thereon, consisting of Messrs. Daggett, Otis and Murphy, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would agree to said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee of conference on the part of the Assembly Messrs. Howe, Taylor, Earl, Heath and Oliver.

Ordered, That the clerk return said bill to the Senate, with a message that the Assembly have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The bill entitled "An act to amend the Penal Code" (§ 267), having been announced for a third reading,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 44 }
{ NOES 52 }

Those who voted in the affirmative, were

Allen	Garbutt	Kent	Noxon	Seeber
Beckwith	Hasbrouck	Kneeland	O'Neil	Sweet
Cartwright	Heath	Lewis	Osborne	Taylor
Church	Hendricks	Locke, S. D.	Otis	Tremper
Clapp	Hubbell	Maher	Palmer	Van Allen
Curtis	Husted	McCabe	Pierson	Walrath
Dibble	Johnson, S. W.	Miles	Priddy	Welch
Dimmick	Jones	Nash	Rice	Whiteman
Ely	Kelly	Nelson	Scott	

Those who voted in the negative, were

Ackroyd	Donnelly	Harpending	Kittle	Odell
Bailey	Donohue	Higgins	Lindsay	Oliver
Barnes	Dreiss	Hooley	Littlejohn	Roche
Becker	Duffy	Horton	Locke, L. R.	Roosevelt
Boynton	Earl	House	McDonald	Rosenthal
Brown, C. W.	Erwin	Howland	Moore	Sipp
Burns	Felter	Jackson	Mullaney	Smith, C.
Cady	Forsyth	Jobes	Murphy	Van Cott
Coffey	Geddes	Johnson, G. R.	Murray	Veeder
Darragh	Haggerty	Joyce	Nagle	Zimmerman
Dayton	Hall			

The Senate returned the Senate bill No. 473, entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a conference committee thereon consisting of Messrs. Gilbert, Ellsworth and Titus, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly Messrs. Husted, Clinton, Scott, Nelson and Oliver.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have assented to committee of conference thereon, and have appointed a like committee on the part of the Assembly.

Mr. Roosevelt, from a select committee appointed to investigate the various departments of the city government of the city of New York, submitted a report; which was laid upon the table and ordered printed.

On motion of Mr. Van Cott, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 394, entitled "An act to authorize the board of street opening and improvement of the city of New York to alter or change the grades of all streets in the said city, within that section bounded on the south by Fifty-ninth street, on the north by One Hundred and Twenty-third street, on the west by Ninth avenue, and on the east by Central park and Seventh avenue," and the same was ordered to a third reading.

Mr. Hodges, from a committee of conference, reported as follows:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill No. 390, entitled "An act to amend an act entitled 'An act to extend Flushing avenue, and to lay out and improve Flushing avenue and Newtown turnpike road from Broadway to the city line, and to extend other adjoining streets in the city of Brooklyn,' passed May 7, 1868," reported that they have duly conferred upon said matters, and have agreed to recommend that they have concurred in the amendments of the Senate.

ALBERT DAGGETT,
JOHN J. KIERNAN,
J. S. FASSETT,
Senate Committee.

ALFRED HODGES,
JAMES TAYLOR,
O. F. PRICE,
Assembly Committee.

The question being on agreeing with said report,

Mr. Hodges moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the negative.

Mr. Lindsay moved to disagree with the report of the committee of conference.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in the report of the committee of conference thereon.

Mr. Taylor, from a special committee, submitted the following report:

We, the undersigned committee of investigation relative to the loss of Assembly bill, printed No. 364, entitled "An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark," do hereby report that, after diligent and careful search among the bills on the Clerk's desk in the Senate (where said bill was sent), it cannot be found, and the member accused of taking the same denies possession of it, or knowledge of its whereabouts; therefore, we recommend that the accompanying engrossed duplicate be substituted for the missing bill.

Respectfully submitted,

MICHAEL E. BUTLER,
GEO. Z. ERWIN,
JAMES TAYLOR.

Dated May 15, 1884.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

The hour of 2 o'clock, P. M., having arrived, the House, pursuant to resolution, took a recess until four o'clock.

FOUR O'CLOCK, P. M.

The House again met.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 1002), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Barager	Curtis	Hodges	Kruse	Roche
Becker	Dean	Horton	Lewis	Scott
Beckwith	Dibble	Howe	Littlejohn	Seeber
Binder	Dimmick	Howland	Locke, L. R.	Shoemaker
Boyce	Donohue	Hubbell	Maher	Sipp
Boynton	Dreiss	Husted	Miles	Smith, W. E.
Briggs	Earl	Jackson	Moore	Smith, C.
Brown, C. W.	Farrell	Jobes	Nelson	Sweet
Burns	Felter	Johnson, G. R.	Odell	Van Allen
Butler	Garbutt	Johnson, S. W.	Oliver	Van Cott
Cartwright	Geddes	Jones	O'Neil	Van Duzer
Church	Hall	Joyce	Osborne	Westfall
Clarke	Hawkins	Kelly	Otis	Whiteman
Clapp	Heath	Kent	Owen	Wilcox
Coffey	Hendricks	Kittle	Price	Zimmerman
Craig	Higgins	Kneeland	Priddy	Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the board of street opening and improvement of the city of New York to alter or change the grades of all streets in the said city, within that section bounded on the south by Fifty-ninth street, on the north by One Hundred and Twenty-third street, on the west by Ninth avenue, and on the east by Central park and Seventh avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Beckwith	Dimmick	Higgins	Lindsay	Roosevelt
Boyce	Donnelly	Hodges	Littlejohn	Scott
Boynton	Donohue	Howe	Locke, S. D.	Seeber
Briggs	Duffy	Husted	Maher	Shoemaker
Brown, C. W.	Earl	Jackson	Miles	Sipp
Burns	Ely	Jobes	Nagle	Smith, W. E.
Cady	Farrell	Johnson, G. R.	Odell	Sweet
Cartwright	Felter	Johnson, S. W.	Oliver	Taylor
Church	Forsyth	Jones	O'Neil	Van Allen
Clapp	Garbutt	Joyce	Osborne	Van Cott
Coffey	Geddes	Kelly	Otis	Veeder
Craig	Haggerty	Kent	Owen	Westfall
Curtis	Hall	Kittle	Palmer	Wilcox
Darragh	Harpending	Kneeland	Pierson	Zimmerman
Dean	Hawkins	Kruse	Priddy	Speaker
Dibble	Hendricks	Lewis	Roche	

For the negative,
Childs

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to enforce obligations of contracts," having been announced for a third reading,

Mr. Kruse moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 48 }
{ NOES 47 }

Those who voted in the affirmative, were

Ackroyd	Dean	Howe	Locke, S. D.	Rosenthal
Baker	Dimmick	Howland	McDonald	Shoemaker
Barnes	Donnelly	Husted	Miles	Sipp
Boynton	Donohue	Jackson	Murphy	Smith, C.
Burns	Dreiss	Jobes	Murray	Taylor
Butler	Duffy	Johnson, S. W.	Nagle	Van Cott
Cady	Earl	Jones	Odell	Veeder
Cartwright	Farrell	Joyce	Oliver	Wilcox
Coffey	Felter	Kent	Osborne	Zimmerman
Darragh	Haggerty	Lindsay		

Those who voted in the negative, were

Allen	Dibble	House	Nelson	Scott
Becker	Ely	Hubbell	Noxon	Seeber
Beckwith	Erwin	Johnson, G. R.	O'Neil	Smith, W. E.
Boyce	Garbutt	Kittle	Otis	Sweet
Brown, C. W.	Hall	Kneeland	Owen	Van Allen
Brown, J. H.	Hasbrouck	Kruse	Pierson	Van Duzer
Church	Heath	Lewis	Price	Welch
Clapp	Hendricks	Littlejohn	Priddy	Westfall
Curtis	Higgins	Maher	Roosevelt	Whiteman
Dayton	Hodges			

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2231), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 9 }

Those who voted in the affirmative, were

Ackroyd	Donnelly	Howe	Maher	Roche
Allen	Dreiss	Howland	McDonald	Roosevelt
Baker	Duffy	Husted	Miles	Seeber
Barager	Earl	Jobs	Mullaney	Shoemaker
Becker	Farrell	Johnson, G. R.	Murphy	Smith, C.
Boyce	Felter	Johnson, S. W.	Murray	Sweet
Brown, C. W.	Garbutt	Jones	Nash	Taylor
Butler	Geddes	Joyce	Noxon	Tremper
Cady	Haggerty	Kelly	Odell	Van Allen
Cartwright	Hall	Kent	Oliver	Van Duzer
Church	Harpending	Kittle	O'Neil	Veeder
Clarke	Hasbrouck	Kneeland	Osborne	Welch
Craig	Heath	Kruse	Otis	Westfall
Curtis	Hendricks	Lewis	Palmer	Whiteman
Dean	Hodges	Locke, S. D.	Priddy	Zimmerman

Those who voted in the negative, were

Boynton	House	Nagle	Pierson	Wilcox
Dayton	Hubbell	Owen	Scott	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act to amend the Code of Civil Procedure" (§ 791), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hodges	McCabe	Roche
Allen	Craig	House	Miles	Roosevelt
Baker	Curtis	Howe	Mullaney	Seeber
Barnes	Dean	Howland	Murphy	Shoemaker
Barager	Donohue	Husted	Murray	Taylor
Becker	Dreiss	Jobs	Nagle	Tremper
Beckwith	Duffy	Johnson, G. R.	Nash	Van Allen
Binder	Earl	Johnson, S. W.	Noxon	Van Cott
Boyce	Felter	Jones	Oliver	Van Duzer
Briggs	Garbutt	Joyce	O'Neil	Veeder
Brown, C. W.	Geddes	Kittle	Osborne	Walrath
Burns	Haggerty	Kneeland	Otis	Welch
Cady	Hall	Lewis	Owen	Westfall
Cartwright	Harpending	Lindsay	Palmer	Whiteman
Childs	Hawkins	Littlejohn	Pierson	Wilcox
Church	Hendricks	Locke, S. D.	Priddy	Zimmerman
Clapp	Higgins			

Those who voted in the negative, were

Boynton	Hasbrouck
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 367 of the Laws of 1882, entitled 'An act to restrict the formation of corporations under chapter 319 of the Laws of 1848, entitled An act to provide for the incorporation of benevolent, charitable, scientific and missionary societies,' and the acts amendatory thereof, and to legalize the incorporation of certain societies organized thereunder, and to regulate the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Childs	Harpending	Lewis	Roche
Allen	Clapp	Hasbrouck	Lindsay	Roosevelt
Baker	Coffey	Haskell	Littlejohn	Rosenthal
Barnes	Darragh	Hawkins	Locke, S. D.	Scott
Barager	Dean	Heath	Maher	Seeber
Becker	Dimmick	Hendricks	McCabe	Shoemaker
Beckwith	Donohue	Higgins	Mullaney	Sipp
Binder	Dreiss	Hodges	Murray	Taylor
Boyce	Duffy	House	Nagle	Tremper
Boynton	Earl	Howe	Nash	Van Allen
Briggs	Ely	Howland	Noxon	Van Cott
Brown, C. W.	Felter	Hubbell	Odell	Van Duzer
Brown, J. H.	Forsyth	Husted	Oliver	Veeder
Burns	Garbutt	Johnson, S. W.	O'Neil	Westfall
Butler	Geddes	Jones	Osborne	Whiteman
Cady	Haggerty	Joyce	Otis	Zimmerman
Cartwright	Hall	Kelly	Priddy	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the navigation of the Erie canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 25 }
{ NOES 61 }

Those who voted in the affirmative, were

Baker	Cartwright	Heath	Johnson, S. W.	Nelson
Barnes	Dimmick	Howe	Jones	Odell
Brown, C. W.	Donnelly	Howland	Lewis	Sweet
Butler	Dreiss	Hubbell	Locke, S. D.	Tremper
Cady	Haskell	Jobes	Maher	Walrath

Those who voted in the negative, were

Ackroyd	Craig	Hall	Oliver	Shoemaker
Allen	Darragh	Hawkins	O'Neil	Sipp
Becker	Dean	Johnson, G. R.	Osborne	Smith, W. E.

Binder	Dibble	Kruse	Otis	Taylor
Boyce	Duffy	Littlejohn	Owen	Van Allen
Boynton	Erwin	McCabe	Palmer	Van Cott
Briggs	Farnum	Miles	Pierson	Van Duzer
Brown, J. H.	Farrell	Moore	Price	Welch
Childs	Felter	Mullaney	Priddy	Westfall
Church	Garbutt	Murphy	Roche	Whiteman
Clarke	Geddes	Nagle	Scott	Wilcox
Clapp	Haggerty	Noxon	Seeber	Zimmerman
Coffey				

The Senate sent for concurrence the following entitled bills :

“An act to release the title and interest of the people of the State of New York in certain real estate, of which John Fallon, late of the city of Albany, died seized to the heirs at law of said John Fallon,” which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Maher, and by unanimous consent, the rules were suspended, and said bill ordered to a third reading.

“An act to amend chapter 389 of the Laws of 1882, entitled ‘An act to provide for the payment by the State of the expenses of the trials of convicts for crimes committed during the time of their imprisonment in either of the State prisons of this State,’” which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State prisons.

The Senate returned the Senate bill No. 268, entitled “An act to amend chapter 140 of the Laws of 1850, entitled ‘An act to authorize the formation of railroad corporations and to regulate the same,’” with a message that they have non-concurred in the report of the committee of conference, have appointed a new committee of conference consisting of Messrs. Daggett, Kiernan and Coggeshall, and request the appointment of a new committee of conference on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such new committee of conference on the part of the Assembly Messrs. Hubbell, Van Allen, O’Neil, S. W. Johnson and Butler.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

The Senate returned the Assembly bill No. 664, entitled “An act to amend chapter 189 of the Laws of 1883, entitled ‘An act to authorize the dock department of the city of New York to construct a pier for the use of the police department of said city,’” with a message that they have concurred in the passage of the same, with the following amendment:

Line 2, section 1, strike out the words “and required.”

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
 { NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Cady	Hodges	McCabe	Scott
Allen	Cartwright	House	Nagle	Seeber
Baker	Curtis	Howland	Nash	Shoemaker
Barnes	Darragh	Hubbell	Oliver	Sipp
Barager	Dibble	Husted	Osborne	Smith, C.
Becker	Dimmick	Jones	Otis	Sweet
Beckwith	Donnelly	Joyce	Owen	Taylor
Binder	Donohue	Kittle	Palmer	Tremper
Boyce	Felter	Kneeland	Pierson	Van Allen
Boynton	Garbutt	Lewis	Pratt	Van Cott
Briggs	Harpending	Lindsay	Price	Van Duzer
Brown, C. W.	Hasbrouck	Littlejohn	Priddy	Veeder
Brown, J. H.	Haskell	Locke, S. D.	Roche	Walrath
Burns	Hendricks	Locke, L. R.	Roosevelt	Zimmerman
Butler	Higgins	Maher	Rosenthal	Speaker

Those who voted in the negative, were

Dayton Erwin

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to provide for a more efficient government of the department of parks in the city of New York," with a message that they have concurred in the passage of the same, with the following amendment:

Strike out all of section 1, and insert in lieu thereof the following:

"SECTION 1. The terms of office of the present commissioners of the department of public parks in the city of New York, and of any of their successors who may be appointed by the present mayor of said city, shall cease and terminate on February 1, 1885; and in their place the mayor shall, within ten days thereafter, appoint three commissioners, who shall be known as the commissioners of the department of public parks in the city of New York, and who shall succeed to all the rights, powers and duties of the present commissioners, one of whom shall serve for two years, one of whom shall serve four years, and one of whom shall serve six years, or until removed by the mayor, at a salary of \$5,000 a year each, and biennially thereafter the mayor shall appoint one commissioner of the department of public parks, who shall hold his office for two, four or six years, as the term of the office becoming vacant shall require, or until removed."

Mr. House moved to concur in the amendments of the Senate.

Mr. Van Duzer moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the negative.

Debate intervening,

Mr. Kruse moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. House, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 69 }
{ NOES 34 }

Those who voted in the affirmative, were

Ackroyd	Donohue	Jackson	Mullaney	Roche
Allen	Dreiss	Jobes	Murphy	Rosenthal
Barnes	Duffy	Johnson, G. R.	Murray	Shoemaker
Boyce	Ely	Johnson, S. W.	Nash	Sipp
Brown, C. W.	Farnum	Joyce	Noxon	Smith, W. E.
Cady	Farrell	Kittle	Odell	Smith, C.
Church	Felter	Lewis	Oliver	Taylor
Clarke	Geddes	Lindsay	Osborne	Van Allen
Coffey	Haggerty	Littlejohn	Owen	Van Cott
Craig	Harpending	Locke, L. R.	Palmer	Veeder
Darragh	Haskell	Maher	Pierson	Walrath
Dean	Hooley	McCabe	Price	Wilcox
Dimmick	House	McDonald	Priddy	Zimmerman
Donnelly	Howland	Moore	Rice	

Those who voted in the negative, were

Baker	Curtis	Hawkins	Kruse	Seeber
Barager	Dayton	Hendricks	Locke, S. D.	Sweet
Beckwith	Dibble	Howe	Nagle	Tremper
Binder	Erwin	Hubbell	Nelson	Van Duzer
Boynton	Garbutt	Kelly	O'Neil	Welch
Brown, J. H.	Hall	Kent	Otis	Westfall
Childs	Hasbrouck	Kneeland	Roosevelt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Shoemaker moved to take from the table the motion to reconsider the vote by which the Assembly bill No. 760, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State," was lost.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

The question being on its adoption,

Mr. Donohue moved that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to reconsider the vote by which said bill was lost, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 30 }

Those who voted in the affirmative, were

Ackroyd	Dean	Heath	Locke, S. D.	Roche
Allen	Donnelly	Hendricks	McDonald	Roosevelt
Baker	Dreiss	Higgins	Moore	Scott
Boynton	Ely	Hodges	Mullaney	Seeber
Briggs	Farnum	House	Murray	Shoemaker
Brown, J. H.	Farrell	Howe	Nelson	Sweet
Cady	Felter	Howland	Noxon	Van Allen
Cartwright	Geddes	Hubbell	Oliver	Van Cott

Childs	Haggerty	Joyce	O'Neil	Van Duzer
Church	Hall	Kent	Owen	Veeder
Clarke	Harpending	Kneeland	Pierson	Walrath
Craig	Hasbrouck	Kruse	Priddy	Welch
Darragh	Haskell	Lindsay	Rice	Whiteman
Dayton	Hawkins	Littlejohn		

Those who voted in the negative, were

Barager	Butler	Duffy	Johnson, S. W.	Sipp
Becker	Clinton	Erwin	Kelly	Smith, W. E.
Beckwith	Coffey	Forsyth	Nagle	Smith, C.
Binder	Curtis	Jackson	Odell	Tremper
Boyce	Dimmick	Jobes	Otis	Wilcox
Burns	Donohue	Johnson, G. R.	Rosenthal	Zimmerman

Mr. Shoemaker moved to amend said bill as follows:

Section 1, line 6, strike out the words "one-half," and insert the words "three-fourths."

Section 2, line 1, strike out the words "to pay," and insert in lieu thereof "shall provide."

Same section and line, after the word "trimming," insert the words "or shoveling."

Same section, line 9, strike out the words "be liable," and insert in lieu thereof "provide."

Same section and line, after the word "for," insert the words "what is commonly called shoveling or."

Same section, line 10, after the word "elevator," strike out the words "not exceeding \$2 for each thousand bushels."

Insert as section 5 the following:

"§. 5. This act shall not apply to any town, village or city having less than one hundred thousand inhabitants, based upon the census of 1880."

Change section 5 to section 6.

Pending the consideration of which,

The hour of 6 o'clock having arrived, the House, pursuant to resolution, took a recess until 8 o'clock.

EIGHT O'CLOCK, P. M.

The House again met.

Mr. Speaker announced the pending question as being on the adoption of the amendments offered by Mr. Shoemaker to the Assembly bill No. 760, entitled "An act to regulate the fees and charges for trimming, elevating, receiving, weighing, discharging and storing grain in and by means of floating and stationary elevators and warehouses in this State."

Mr. Donohue moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Shoemaker, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to final passage of said bill, as amended, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 54 }
{ NOES 29 }

Those who voted in the affirmative, were

Allen	Ely	House	Nash	Rosenthal
Bailey	Erwin	Howland	Nelson	Scott
Boytton	Farnum	Hubbell	O'Neil	Seeber
Briggs	Farrell	Husted	Osborne	Shoemaker
Brown, J. H.	Garbutt	Kneeland	Otis	Sweet
Cartwright	Geddes	Littlejohn	Owen	Taylor
Craig	Haggerty	Locke, S. D.	Pierson	Van Cott
Dayton	Hall	McDonald	Price	Van Duzer
Dibble	Hasbrouck	Moore	Priddy	Veeder
Dimmick	Hendricks	Mullaney	Rice	Whiteman
Dreiss	Higgins	Murray	Roche	

Those who voted in the negative, were

Beckwith	Coffey	Haskell	Kittle	Smith, C.
Binder	Curtis	Howe	Lindsay	Tremper
Boyce	Donnelly	Jackson	Odell	Van Allen
Burns	Donohue	Jobs	Roosevelt	Westfall
Butler	Duffy	Johnson, G.R.	Sipp	Wilcox
Clapp	Felter	Johnson, S.W.	Smith, W. E.	

Mr. Taylor, from a committee of conference, reported as follows :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon Senate bill No. 200, entitled "An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to amend section 4 of the said chapter 604 of the Laws of 1875," reported that they have duly conferred upon said matters, and have agreed to recommend that the Assembly recede from its amendment to line 5, section 2, and that the other Assembly amendments be concurred in.

ALBERT DAGGETT,
JAMES OTIS,
M. C. MURPHY,
Senate Committee.

WALTER HOWE,
JAMES TAYLOR,
M. C. EARL,
JAMES OLIVER,
HENRY HEATH,
Assembly Committee.

ALBANY, May 14, 1884.

Mr. Speaker put the question whether the House would agree to the report of the conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Duffy	Jobs	Mullaney	Seeber
Bailey	Ely	Johnson, S. W.	Murphy	Shoemaker
Beckwith	Felter	Jones	Nash	Sipp
Binder	Forsyth	Kelly	Nelson	Smith, W. E.
Boyce	Garbutt	Kent	Odell	Smith, C.
Brown, C. W.	Geddes	Kittle	Osborne	Sweet
Brown, J. H.	Haggerty	Kneeland	Otis	Taylor
Butler	Hall	Lindsay	Owen	Tremper
Cartwright	Hasbrouck	Littlejohn	Pierson	Van Allen
Coffey	Hawkins	Locke, S. D.	Priddy	Van Cott
Craig	Higgins	Locke, L. R.	Rice	Van Duzer
Curtis	House	Maher	Roche	Veeder
Dibble	Howe	McCabe	Roosevelt	Whiteman
Dimmick	Howland	McDonald	Rosenthal	Wilcox
Donnelly	Husted	Miles	Scott	Zimmerman
Donohue	Jackson			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate returned the Senate bill No. 304, entitled "An act to amend the Code of Criminal Procedure" (§ 49), with a message that they have non-concurred in the amendments of the Assembly thereto, have appointed a committee of conference thereon consisting of Messrs. Daggett, Thomas and Ellsworth, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee of conference on the part of the Assembly Messrs. Taylor, Heath, Husted, Earl and Oliver.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have assented to a committee of conference thereon, and have appointed a like committee on the part of the Assembly.

Mr. Howe, from a committee of conference, submitted the following report :

To the Legislature :

The undersigned appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill entitled "An act to provide for the repavement of Fifth avenue in the city of New York," report that they have duly conferred upon said matters, and agree to recommend as follows :

That the Senate do concur in the amendments to the bill adopted by the Assembly after being amended in conference committee so as to read as follows :

Strike out all after the enacting clause, and insert the following :

"SECTION 1. The commissioners of the sinking fund of the city of New York are hereby authorized and empowered, within thirty days after the passage of this act, to advertise for at least ten days, in the City Record, for plans and proposals of different kinds of granite block pavement, with specifications annexed, for the repaving of Fifth avenue from Waverly place to Seventy-second street, in the city of New York, provided that said pavement shall be of the best material, and laid in the most substantial manner. Bidders must deposit with the comptroller a certified check in the amount of \$25,000, drawn to the order of the comptroller on a New York city bank, being a guaranty for the execution of the contract within six days, in case the proposal be accepted. The comptroller shall give to such person or persons a receipt or certificate therefor, such receipt to be filed with said commissioners previous to the time of opening such proposals. No proposals to be entertained or opened from any bidder who has not complied with the above conditions; all such receipts to be returned to the bidder on demand after three days after the execution of such contract, and the comptroller shall forthwith return said certified check or checks on presentation of said receipts. The said commissioners may reject any or all proposals submitted to them if they consider it for the public interest to do so, and they are hereby authorized to select and determine the best kind of granite block pavement to be used in paving said avenue, and enter into a contract with the lowest responsible bidder who bids upon the style of pavement agreed upon, for and in behalf of the city of New York; if, on examining the bids received under such advertisement, the said commissioners shall find that there is no bid presented by a responsible bidder offering to do the said work for \$400,000, or less, they may, with the concurrence of the board of estimate and apportionment, again advertise in the manner heretofore provided, and in such readvertisement, shall award the contract to the lowest responsible bidder who offers to do the work for \$500,000, or less. In like manner if, after opening the bids, under the first advertisement, the contract shall be awarded to a bidder for \$400,000 or less, and he shall not enter into a contract as herein provided, and there shall be no other responsible bidder who has offered to do the work for \$400,000 or less, a like readvertisement may be had as hereinbefore provided. In case of any readvertisement, it shall be for the same work, and under the same specification, and on the same terms as under the first advertisement. Said contractor shall give security not less than \$100,000 for its faithful performance, and executed by at least two sureties to be approved by the comptroller. A majority of the commissioners shall constitute a quorum for the transaction of all business, and the exercise of any powers conferred by this act. They shall receive no extra compensation for their services. The commissioners shall have charge and supervision of said work, and of the performance of such contract made by them, and bring, or direct the bringing of any suits or proceedings in the name of the mayor, aldermen and commonalty of the city of New York, which may be necessary to effect the performance of such contract or the purposes of this act. They shall, after they have made a contract, appoint a clerk, one surveyor, and two inspectors, and fix their salaries.

"§ 2. To provide for the payment of said repavement, the comptroller of said city is hereby authorized and directed to raise from time

to time in the name of the mayor, aldermen and commonalty of the city of New York, by the issue of bonds to be called the "Fifth Avenue Repaving Bonds," to the amount required, upon the certificate of said commissioners, not to exceed \$400,000 nor \$500,000, in case of readvertisement as hereinbefore provided, and bearing not more than four per cent interest per annum and redeemable twenty years from the date thereof. If a contract is awarded at the full amount of \$400,000 under the original advertisement of \$500,000 under a readvertisement, the comptroller may issue bonds to an amount not exceeding \$10,000, to pay the salaries and expenses as hereinbefore provided, to be included in the amount of such bills and contract. The money received from the sale of said bonds shall be paid by the comptroller on the requisition of a majority of the commissioners provided for in this act, to pay the salaries of the clerk, the surveyor and inspectors appointed under this act, and also the amount payable to any contractor or contractors under any contract made by such commissioners in monthly payments and any final payments reserved by such contract after the work is completed.

"§ 3. This act shall take effect immediately."

FRED. S. GIBBS,
ALBERT DAGGETT,
G. W. PLUNKITT,
Senate Committee.

WALTER HOWE,
THEODORE ROOSEVELT,
THOS. B. WELCH,
WALTER S. HUBBELL,
PETER J. KELLY,
Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Ely	Jobs	Nash	Scott
Bailey	Erwin	Johnson, S. W.	Noxon	Seeber
Brogan	Farnum	Jones	Odell	Shoemaker
Brown, C. W.	Farrell	Kelly	Oliver	Sipp
Burns	Felter	Kent	O'Neil	Smith, W. E.
Cady	Garbutt	Kittle	Osborne	Smith, C.
Cartwright	Geddes	Kneeland	Otis	Sweet
Church	Haggerty	Lindsay	Owen	Taylor
Clarke	Hall	Littlejohn	Palmer	Tremper
Coffey	Hawkins	Locke, S. D.	Pierson	Van Allen
Curtis	Higgins	Locke, L. R.	Priddy	Van Duzer
Dagragh	Hodges	Maher	Rice	Veeder
Dibble	Howe	McCabe	Roche	Whiteman
Dimmick	Howland	Mullaney	Roosevelt	Wilcox
Donnelly	Hubbell	Murray	Rosenthal	Zimmerman
Dreiss	Husted	Nagle		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The bill entitled "An act to provide for the adjustment and payment for services and disbursements made and rendered for the Seneca Nation of Indians by Benjamin F. Congdon, while attorney for said nation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Haskell	Maher	Pratt
Bailey	Darragh	Hawkins	McCabe	Roche
Barnes	Dayton	Howe	McDonald	Roosevelt
Barager	Dean	Howland	Mullaney	Rosenthal
Becker	Dibble	Hubbell	Nagle	Scott
Binder	Dimmick	Husted	Nash	Seeber
Boyce	Donnelly	Jackson	Nason	Shoemaker
Boynton	Duffy	Jobes	Nelson	Sipp
Briggs	Earl	Johnson, S. W.	Noxon	Smith, W. E.
Brown, C. W.	Ely	Jones	Odell	Tremper
Brown, J. H.	Erwin	Joyce	Oliver	Van Allen
Burns	Felter	Kelly	O'Neil	Van Cott
Butler	Forsyth	Kneeland	Osborne	Van Duzer
Cartwright	Garbutt	Kruse	Otis	Veeder
Childs	Geddes	Lewis	Owen	Whiteman
Clarke	Hall	Lindsay	Palmer	Wilcox
Clapp	Hasbrouck	Littlejohn	Pierson	Zimmerman
Coffey				

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Joyce, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend chapter 178 of the Laws of 1881, entitled 'An act to provide for the disposal and removal of the sewage discharge from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose.'"

"An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880."

"An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes,' and other acts amendatory of the same."

"An act authorizing James C. Strong to act as attorney for the Seneca Nation of Indians in certain cases."

"An act to amend the Code of Civil Procedure."

"An act relating to the discharge of the duties of the surrogate of the county of Kings in case of a vacancy in the office, or the disqualification or disability of the surrogate."

"An act to amend section 29, title 3 of an act entitled 'An act to provide for the government of the city of Albany,' passed April 23, 1883."

The bill entitled "An act to amend chapter 566 of the Laws of 1869, entitled 'An act to reorganize the fire department of the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Craig	Haskell	Mullaney	Seeber
Barnes	Darragh	Hawkins	Murray	Shoemaker
Barager	Dean	Howland	Nagle	Sipp
Beckwith	Dibble	Hubbell	Odell	Sweet
Binder	Dimmick	Husted	Oliver	Taylor
Boyce	Donnelly	Jackson	O'Neil	Tremper
Boynton	Dreiss	Jobs	Osborne	Van Allen
Briggs	Duffy	Johnson, S. W.	Otis	Van Cott
Brogan	Earl	Jones	Owen	Van Duzer
Brown, C. W.	Ely	Kneeland	Pierson	Walrath
Burns	Farnum	Lewis	Pratt	Welch
Butler	Felter	Lindsay	Price	Westfall
Cartwright	Garbutt	Locke, S. D.	Priddy	Whiteman
Church	Haggerty	Maher	Roche	Wilcox
Clarke	Hall	McCabe	Rosenthal	Speaker
Clapp	Hasbrouck	Moore		

Those who voted in the negative, were

Brown, J. H. Hodges Kruse Littlejohn

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 24, subd. 4), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Hawkins	Moore	Pratt
Allen	Craig	Howland	Mullaney	Rice
Bailey	Curtis	Hubbell	Nagle	Roche
Barnes	Darragh	Husted	Nash	Rosenthal
Binder	Dibble	Jackson	Nason	Scott
Boyce	Donnelly	Johnson, S. W.	Nelson	Shoemaker
Boynton	Donohue	Jones	Noxon	Sipp
Briggs	Dreiss	Kneeland	Odell	Sweet
Brogan	Ely	Kruse	Oliver	Taylor
Brown, C. W.	Farnum	Lewis	O'Neil	Tremper
Brown, J. H.	Felter	Lindsay	Osborne	Van Allen
Burns	Haggerty	Littlejohn	Otis	Veeder
Cartwright	Hall	Locke, S. D.	Owen	Westfall
Childs	Harpending	Maher	Palmer	Whiteman
Church	Haskell	McCabe	Pierson	Wilcox

Those who voted in the negative, were

Dayton Erwin Jobs Van Cott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend section 791 of the Code of Civil Procedure," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Clarke	Harpending	Locke, S. D.	Rice
Allen	Clapp	Hasbrouck	Locke, L. R.	Roche
Bailey	Coffey	Haskell	Maher	Roosevelt
Barnes	Curtis	Hawkins	McCabe	Scott
Barager	Darragh	House	Nagle	Seeber
Beckwith	Dibble	Howland	Nash	Sipp
Binder	Dimmick	Husted	Nelson	Smith, C.
Boyce	Donnelly	Jackson	Odell	Sweet
Boynton	Donohue	Johnson, G. R.	Oliver	Van Allen
Briggs	Dreiss	Johnson, S. W.	Osborne	Van Cott
Brogan	Duffy	Jones	Otis	Van Duzer
Brown, C. W.	Farnum	Joyce	Owen	Veeder
Brown, J. H.	Farrell	Kittle	Palmer	Westfall
Burns	Felter	Kneeland	Price	Whiteman
Butler	Geddes	Kruse	Priddy	Speaker
Cartwright	Haggerty	Littlejohn		

Those who voted in the negative, were

Dayton	Erwin	Jobes	O'Neil
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize the formation of the New York Transit Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 15 }

Those who voted in the affirmative, were

Ackroyd	Childs	Farrell	Johnson, S. W.	Osborne
Allen	Clarke	Felter	Jones	Owen
Bailey	Coffey	Forsyth	Joyce	Palmer
Barnes	Darragh	Garbutt	Kent	Pierson
Barager	Dayton	Geddes	Kneeland	Pratt
Beckwith	Dibble	Haggerty	Littlejohn	Price
Boyce	Dimmick	Haskell	Locke, L. R.	Priddy
Boynton	Donnelly	Hawkins	Maher	Rice
Briggs	Donohue	House	McCabe	Rosenthal
Brogan	Dreiss	Howland	Mullaney	Scott
Brown, C. W.	Duffy	Husted	Murphy	Smith, C.
Brown, J. H.	Erwin	Jackson	Odell	Van Allen
Cartwright	Farnum	Jobes	Oliver	Veeder

Those who voted in the negative, were

Burns	Hasbrouck	Locke, S. D.	Nelson	Sipp
Butler	Howe	Murray	Roosevelt	Sweet
Clapp	Kruse	Nagle	Seeber	Tremper

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Clapp	Hodges	Locke, S. D.	Roosevelt
Allen	Craig	House	Locke, L. R.	Rosenthal
Bailey	Darragh	Howe	McCabe	Scott
Baker	Dibble	Howland	McDonald	Seeber
Barager	Dimmick	Hubbell	Moore	Shoemaker
Binder	Donnelly	Husted	Murphy	Sipp
Boynton	Duffy	Jackson	Nagle	Sweet
Briggs	Erwin	Jobes	Nason	Taylor
Brogan	Farnum	Johnson, S. W.	Nelson	Tremper
Brown, C. W.	Felter	Jones	Odell	Van Allen
Brown, J. H.	Garbutt	Joyce	Osborne	Van Cott
Burns	Haggerty	Kneeland	Otis	Van Duzer
Butler	Harpending	Kruse	Pratt	Veeder
Cartwright	Haskell	Lewis	Price	Westfall
Church	Hawkins	Lindsay	Priddy	Whiteman
Clarke	Higgins	Littlejohn	Rice	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Code of Criminal Procedure" (§ 695), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 85 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hendricks	Littlejohn	Price
Allen	Darragh	Higgins	Locke, S. D.	Priddy
Bailey	Dibble	Hodges	Locke, L. R.	Rice
Baker	Dimmick	Horton	McCabe	Roche
Barnes	Donnelly	House	Moore	Roosevelt
Barager	Donohue	Howe	Murray	Shoemaker
Beckwith	Dreiss	Howland	Nagle	Sipp
Binder	Farnum	Husted	Nash	Smith, W. E.
Boynton	Felter	Jobes	Nason	Sweet
Brown, C. W.	Forsyth	Johnson, S. W.	Noxon	Taylor
Brown, J. H.	Garbutt	Jones	Odell	Tremper
Cartwright	Geddes	Joyce	Oliver	Van Allen
Childs	Haggerty	Kelly	O'Neil	Van Cott

Church	Harpending	Kent	Osborne	Van Duzer
Clapp	Haskell	Kneeland	Owen	Veeder
Coffey	Hawkins	Kruse	Palmer	Walrath
Craig	Heath	Lindsay	Pierson	Zimmerman

Those who voted in the negative, were

Boyce	Brogan	Erwin	Scott	Westfall
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Oliver moved to reconsider the vote by which Senate bill No. 292, entitled "An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,'" was lost.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 24 }

Those who voted in the affirmative, were

Ackroyd	Dimmick	Howland	Littlejohn	Rice
Allen	Dreiss	Hubbell	Locke, S. D.	Roosevelt
Baker	Ely	Husted	Locke, L. R.	Scott
Barager	Garbutt	Jackson	Maher	Seeber
Beckwith	Hall	Jobes	Miles	Shoemaker
Briggs	Hasbrouck	Johnson, G. R.	Moore	Smith, W. E.
Brown, C. W.	Haskell	Johnson, S. W.	Oliver	Sweet
Cartwright	Hawkins	Jones	O'Neil	Tremper
Church	Heath	Joyce	Osborne	Van Allen
Clarke	Hendricks	Kelly	Owen	Van Cott
Clapp	Higgins	Kent	Palmer	Van Duzer
Craig	Hodges	Kittle	Pierson	Veeder
Curtis	Hooley	Kneeland	Pratt	Welch
Dean	Horton	Kruse	Price	Whiteman
Dibble	Howe	Lewis	Priddy	Wilcox

Those who voted in the negative, were

Barnes	Butler	Donnelly	Lindsay	Odeil
Binder	Childs	Duffy	McCabe	Roche
Boynton	Coffey	Farrell	McDonald	Rosenthal
Brogan	Darragh	Felter	Murphy	Sipp
Burns	Dayton	Haggerty	Nagle	

Mr. Oliver moved to amend said bill as follows:

Strike out, in section 7, at the end thereof, the words "The persons married shall, within ten days after such marriage, make a similar report, in writing, to the said health department, setting forth the facts whether any of them had been previously married, and their names, age and residence."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
{ NOES 22 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Heath	Littlejohn	Priddy
Baker	Craig	Hodges	Maher	Rice
Barager	Curtis	Howe	McCabe	Roosevelt
Becker	Dibble	Howland	Miles	Shoemaker
Beckwith	Dimmick	Husted	Murray	Smith, W. E.
Boyce	Dreiss	Jackson	Oliver	Sweet
Briggs	Duffy	Jobs	O'Neil	Tremper
Brogan	Ely	Johnson, S.W.	Osborne	Van Allen
Brown, J. H.	Erwin	Jones	Otis	Van Cott
Butler	Farnum	Joyce	Owen	Walrath
Cartwright	Haggerty	Kelly	Palmer	Welch
Church	Hall	Kent	Pierson	Whiteman
Clarke	Haskell	Kruse	Price	Wilcox
Clapp				

Those who voted in the negative, were

Barnes	Felter	House	Moore	Pratt
Binder	Garbutt	Hubbell	Mullaney	Roche
Burns	Hasbrouck	Lindsay	Nagle	Seeber
Dayton	Hendricks	Locke, S. D.	Odell	Taylor
Donnelly	Hooley			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Childs	Geddes	Kittle	Palmer
Bailey	Church	Haggerty	Kruse	Pierson
Baker	Clarke	Hall	Lewis	Price
Barnes	Clapp	Hawkins	Littlejohn	Roche
Barager	Craig	Heath	Locke, S. D.	Scott
Beckwith	Curtis	Hendricks	Locke, L. R.	Seeber
Binder	Darragh	Hodges	Maher	Smith, W. E.
Boyce	Dean	House	McCabe	Smith, C.
Boynton	Dibble	Howe	Miles	Sweet
Briggs	Dimmick	Howland	Mullaney	Taylor
Brogan	Donnelly	Husted	Murray	Tremper
Brown, C. W.	Dreiss	Jobs	Oliver	Van Allen
Brown, J. H.	Duffy	Johnson, S.W.	O'Neil	Van Duzer
Burns	Erwin	Jones	Osborne	Walrath
Cady	Felter	Joyce	Owen	Welch
Cartwright	Garbutt	Kent		

Those who voted in the negative, were

Dayton	Priddy	Shoemaker	Veeder
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Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 321 of the Laws of 1877, entitled 'An act to amend chapter 341 of the Laws of 1876, entitled An act regulating the forfeiture of life insurance policies,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 37 }
{ NOES 25 }

Those who voted in the affirmative, were

Allen	Briggs	Haskell	Jones	Mullaney
Bailey	Church	Hendricks	Kent	Murray
Baker	Clarke	Higgins	Kneeland	Oliver
Barnes	Coffey	Horton	Lindsay	Osborne
Becker	Craig	Howland	Maher	Shoemaker
Beckwith	Duffy	Jobs	McCabe	Smith, C.
Binder	Geddes	Johnson, S. W.	Miles	Tremper
Boyce	Harpending			

Those who voted in the negative, were

Boynton	Dibble	Locke, S. D.	Palmer	Van Allen
Brogan	Donnelly	Nash	Pratt	Van Cott
Darragh	Erwin	Nelson	Roosevelt	Van Duzer
Dayton	Hodges	Otis	Rosenthal	Veeder
Dean	Kittle	Owen	Sweet	Whiteman

Mr. Coffey moved to reconsider the vote by which said bill was lost, and that said motion be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion to lay upon the table, and it was determined in the affirmative.

The Senate bill entitled "An act to amend chapter 444 of the Laws of 1857, passed April 14, 1857, entitled 'An act further to amend the act entitled An act to authorize the formation of railroad corporations and to regulate the same,' passed April 2, 1850," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackroyd	Clarke	House	Maher	Shoemaker
Allen	Clapp	Howe	McCabe	Smith, W. E.
Bailey	Dimmick	Howland	Miles	Sweet
Baker	Dreiss	Hubbell	Odell	Taylor
Barnes	Farnum	Husted	Osborne	Tremper
Barager	Felter	Jackson	Otis	Van Allen
Beckwith	Forsyth	Jobs	Owen	Van Cott
Binder	Haggerty	Johnson, S. W.	Palmer	Van Duzer
Boyce	Hall	Jones	Pierson	Veeder
Boynton	Harpending	Joyce	Pratt	Walrath
Briggs	Hasbrouck	Kent	Price	Welch
Brogan	Haskell	Kittle	Roosevelt	Westfall

Brown, C. W.	Hawkins	Kruse	Scott	Whiteman
Cady	Heath	Locke, L. R.	Seeber	Wilcox
Cartwright	Hodges			

Those who voted in the negative, were

Childs	Donnelly	Mullaney	Murray	Nagle
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 189 of the Laws of 1882, entitled 'An act to provide for the division into three annual installments the assessments for grading Atlantic avenue in the town of New Lots, in the county of Kings, first assessed under the provisions of chapter 217, Laws of 1869, as amended by chapter 619, Laws of 1870, and apportioned by the board of supervisors of said county, under the provisions of chapter 689, Laws of 1881," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 46 }
{ NOES 34 }

Those who voted in the affirmative, were

Allen	Childs	Farnum	Johnson, S. W.	Odell
Bailey	Church	Felter	Joyce	Oliver
Baker	Clapp	Forsyth	Kittle	Osborne
Barnes	Clinton	Haggerty	Lindsay	Otis
Boyce	Coffey	Higgins	Locke, S. D.	Seeber
Briggs	Craig	Howland	McCabe	Smith, W. E.
Brogan	Curtis	Husted	Miles	Van Allen
Brown, C. W.	Dibble	Jackson	Mullaney	Van Cott
Brown, J. H.	Dimmick	Jobes	Nagle	Whiteman
Cady				

Those who voted in the negative, were

Ackroyd	Dean	Hodges	Maher	Roche
Barager	Donnelly	House	Murray	Roosevelt
Becker	Garbutt	Howe	Nelson	Sweet
Binder	Hall	Hubbell	Noxon	Tremper
Boynton	Hasbrouck	Jones	O'Neil	Van Duzer
Cartwright	Heath	Kelly	Pierson	Welch
Darragh	Hendricks	Kruse	Rice	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

The Senate bill entitled "An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hasbrouck	Kittle	Pierson
Allen	Curtis	Hawkins	Kruse	Pratt

Bailey	Darragh	Heath	Lindsay	Priddy
Baker	Dean	Hendricks	Littlejohn	Roosevelt
Barnes	Dibble	Hodges	Locke, L. R.	Rosenthal
Becker	Donnelly	House	Maher	Scott
Beckwith	Dreiss	Howe	McDonald	Sipp
Binder	Duffy	Howland	Nagle	Sweet
Boyce	Farnum	Hubbell	Noxon	Taylor
Boynton	Felter	Husted	Odell	Tremper
Briggs	Forsyth	Jackson	Oliver	Van Allen
Brogan	Garbutt	Jobes	O'Neil	Van Cott
Brown, C. W.	Geddes	Johnson, S. W.	Osborne	Van Duzer
Burns	Haggerty	Jones	Otis	Veeder
Cartwright	Hall	Joyce	Owen	Walrath
Clapp	Harpending	Kelly	Palmer	Welch
Clinton				

For the negative,

Erwin

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 30 of the Laws of 1880, entitled 'An act to amend chapter 598 of the Laws of 1870, entitled An act to incorporate the city of Troy,' passed April 12, 1816, and also to amend other acts relating to the city of Troy and supplemental thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Coffey	Hasbrouck	Joyce	Pierson
Allen	Curtis	Haskell	Kelly	Pratt
Bailey	Darragh	Hawkins	Kittle	Price
Baker	Dean	Heath	Kruse	Priddy
Barnes	Dibble	Higgins	Lewis	Roche
Binder	Dimmick	Hodges	Locke, S. D.	Roosevelt
Boynton	Donnelly	Hooley	Locke, L. R.	Seeber
Briggs	Donohue	House	Maher	Sipp
Brogan	Duffy	Howe	McCabe	Smith, W. E.
Brown, C. W.	Farnum	Howland	Miles	Sweet
Brown, J. H.	Farrell	Hubbell	Nash	Tremper
Burns	Felter	Husted	Noxon	Van Allen
Cartwright	Forsyth	Jackson	Odell	Veeder
Childs	Garbutt	Jobes	Osborne	Walrath
Clarke	Haggerty	Johnson, S. W.	Otis	Welch
Clapp	Hall	Jones	Owen	Wilcox
Clinton	Harpending			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to create a forest commission for the State of New York, and making an appropriation therefor," having been announced for a third reading,

Mr. Husted moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 20 }

Those who voted in the affirmative, were

Ackroyd	Duffy	Horton	Maher	Rice
Bailey	Earl	House	McCabe	Roche
Becker	Ely	Howe	McDonald	Roosevelt
Boynton	Erwin	Howland	Miles	Rosenthal
Brogan	Forsyth	Hubbell	Mullaney	Seeber
Brown, C. W.	Garbutt	Husted	Murphy	Shoemaker
Brown, J. H.	Geddes	Jobs	Murray	Smith, C.
Burns	Haggerty	Johnson, S.W.	Odell	Sweet
Butler	Harpending	Jones	Oliver	Tremper
Church	Hasbrouck	Joyce	O'Neil	Van Allen
Clarke	Haskell	Kent	Osborne	Van Cott
Coffey	Hawkins	Kittle	Otis	Van Duzer
Craig	Heath	Kruse	Owen	Walrath
Darragh	Hendricks	Lewis	Pratt	Welch
Dayton	Higgins	Littlejohn	Price	Whiteman
Dimmick	Hodges	Locke, S. D.	Priddy	Speaker
Donnelly				

Those who voted in the negative, were

Allen	Cartwright	Farnum	Locke, L. R.	Sipp
Barnes	Curtis	Felter	Noxon	Smith, W. E.
Beckwith	Dean	Hall	Palmer	Veeder
Briggs	Donohue	Lindsay	Pierson	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend section 21, chapter 125, Laws of 1874, entitled 'An act to provide for the establishment of a system of graded schools in the village of Ithaca,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Dibble	Hodges	Lindsay	Pratt
Bailey	Dimmick	Horton	Littlejohn	Priddy
Baker	Donnelly	House	Locke, S. D.	Rice
Barnes	Ely	Howe	Locke, L. R.	Roche
Barager	Erwin	Howland	McCabe	Roosevelt
Beckwith	Farnum	Hubbell	Mullaney	Scott
Binder	Farrell	Husted	Murphy	Seeber
Briggs	Felter	Jackson	Murray	Shoemaker
Brown, C. W.	Forsyth	Jobs	Nash	Sipp
Butler	Garbutt	Johnson, S.W.	Noxon	Smith, C.

Cartwright	Geddes	Jones	Odell	Sweet
Church	Haggerty	Joyce	Oliver	Tremper
Clarke	Hall	Kelly	O'Neil	Van Allen
Clinton	Harpending	Kent	Osborne	Van Duzer
Coffey	Haskell	Kittle	Otis	Veeder
Curtis	Hawkins	Kneeland	Owen	Welch
Darragh	Heath	Kruse	Palmer	Westfall
Dean	Hendricks	Lewis	Pierson	Wilcox

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill No. 436, entitled "An act to amend an act entitled 'An act to authorize the formation of gas-light companies,' passed February 16, 1848, as to the county of Kings," with a message that they have non-concurred in the amendments of the Assembly thereto, and have appointed a committee of conference consisting of Messrs. Daggett, Otis and Nelson, and request the appointment of a like committee on the part of the Assembly.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Heath, Earl, Farrell, Curtis and Hawkins.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have assented to a committee of conference, and have appointed a like committee on the part of the Assembly.

The Senate bill entitled "An act to amend chapter 471 of the Laws of 1853, entitled 'An act to amend an act entitled An act to provide for the incorporation and regulation of telegraph companies,' passed April 12, 1848," having been announced for a third reading,

Mr. Husted moved to amend as follows:

Section 1, line 5, after the word "highway," insert the words "except that in cities of five hundred thousand population or more, the said fixtures shall be constructed under the public streets."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Howe moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill as amended was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 34 }
{ NOES 58 }

Those who voted in the affirmative, were

Bailey	Dreiss	Heath	Littlejohn	Taylor
Becker	Erwin	Hendricks	Maher	Van Allen
Boynton	Haggerty	Howe	Mullaney	Van Cott
Cartwright	Hall	Howland	Murphy	Walrath
Church	Harpending	Husted	Oliver	Whiteman
Clinton	Hasbrouck	Jones	Rosenthal	Speaker
Craig	Haskell	Joyce	Shoemaker	

Those who voted in the negative, were

Ackroyd	Clarke	Geddes	Locke, S. D.	Pierson
Allen	Clapp	Hawkins	Murray	Roche
Barnes	Coffey	Higgins	Nagle	Roosevelt
Barager	Dayton	Hodges	Nash	Scott
Binder	Dean	Horton	Nelson	Seeber
Boyce	Dimmick	House	Noxon	Sipp
Briggs	Donnelly	Hubbell	Odell	Sweet
Brogan	Donohue	Jobes	O'Neil	Tremper
Brown, C. W.	Earl	Johnson, S. W.	Osborne	Veeder
Brown, J. H.	Farrell	Kent	Otis	Welch
Cady	Felter	Kruse	Owen	Westfall
Childs	Garbutt	Lindsay		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

Mr. Otis moved to take from the table the resolution in the words following:

Resolved (if the Assembly concur), That the Superintendent of Public Buildings be and he is hereby required, on the first day of January in each year, to report to the Legislature a detailed statement of the expenditures in his department, in which he shall give the names of all employees therein for the preceding calendar year, and the amount paid to each, the items of all materials purchased, of whom purchased, and the prices paid therefor; and also the items of all materials sold by him, and the amount received therefor.

On motion of Mr. Rice, said resolution was laid aside.

Mr. Husted, from a committee of conference, submitted the following report:

To the Legislature:

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two houses upon the Senate bill No. 473, entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York,'" reported that they have duly conferred upon said matters, and have agreed to recommend as follows:

First. That the Assembly recede from its amendment to section 7 of said act, and that such amendment be withdrawn.

Second. That the Senate and Assembly concur in the amendment of the Assembly to section 8 of said act, amended so as to read as follows:

"§ 8. The election officers now in office and the inspectors of election and poll clerks shall be exempt from examination in accordance with the act hereby amended or the amendments thereof, and it shall be the duty of the commissioners and mayors of cities so to provide in regulations made under said act."

Third. That the Senate concur in the amendment of the Assembly which adds section 9 to said act.

JOHN I. GILBERT,
T. E. ELLSWORTH,
ROBT. C. TITUS,
Senate Committee.

JAMES W. HUSTED,
GEO. CLINTON,
JAMES OLIVER,
KIDDER M. SCOTT,
HARTFORD D. NELSON,
Assembly Committee.

ALBANY, May 14, 1884.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative, were

Ackroyd	Church	Horton	Nash	Shoemaker
Bailey	Clarke	House	Nelson	Sipp
Barnes	Curtis	Howe	Noxon	Smith, W. E.
Barager	Dibble	Howland	O'Neil	Smith, C.
Becker	Dreiss	Hubbell	Osborne	Sweet
Beckwith	Ely	Husted	Otis	Taylor
Binder	Erwin	Johnson, S. W.	Owen	Van Allen
Boynton	Farnum	Jones	Pierson	Van Cott
Briggs	Garbutt	Joyce	Price	Veeder
Brown, C. W.	Hall	Kelly	Priddy	Walrath
Brown, J. H.	Harpending	Kruse	Rice	Welch
Burns	Haskell	Lindsay	Roosevelt	Whiteman
Cady	Hawkins	Littlejohn	Rosenthal	Wilcox
Cartwright	Heath	Locke, S. D.	Scott	Speaker
Childs	Hodges	Mullaney	Seeber	

Those who voted in the negative, were

Ackroyd	Moore	Murray	Roche
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

Mr. Clinton, from a committee of conference, submitted the following report :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Assembly bill No. 433, entitled 'An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1884,' reported that they have duly conferred upon said matters, and have agreed to recommend (Mr. Robinson dissenting) the following :

First. That the Assembly concur in the amendment made by the Senate to said bill, which is as follows :

Page 2, line 17, engrossed bill, strike out the words "twenty-five" and insert the word "fifteen."

Second. That the Senate do recede from its amendment to said bill, which is as follows :

Strike out section 4 of the bill.

M. C. MURPHY,
ALBERT DAGGETT,
Senate Committee.

GEORGE CLINTON,
HENRY HEATH,
JOSEPH JOYCE,
M. WALRATH, JR.,
EDWARD A. MAHER,
Assembly Committee.

ALBANY, May 14, 1884.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Heath	Mullaney	Shoemaker
Baker	Curtis	Higgins	Nash	Sipp
Barnes	Dibble	Howland	Odell	Smith, W. E.
Becker	Dimmick	Hubbell	Oliver	Sweet
Beckwith	Donnelly	Husted	Osborne	Taylor
Binder	Donohue	Jackson	Otis	Tremper
Boyce	Dreiss	Jobs	Owen	Van Allen
Boynton	Farrell	Johnson, S. W.	Palmer	Van Cott
Brown, C. W.	Felter	Kruse	Priddy	Van Duzer
Brown, J. H.	Forsyth	Lewis	Rice	Veeder
Burns	Garbutt	Lindsay	Roche	Walrath
Cady	Geddes	Littlejohn	Roosevelt	Welch
Childs	Haggerty	Maher	Rosenthal	Whiteman
Clarke	Haskell	McCabe	Scott	Wilcox
Clapp	Hawkins	Moore	Seeber	Speaker

For the negative,

Erwin

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference thereon.

The Senate bill entitled "An act to amend subdivision 8 of section 4 of title 1 of chapter 13, part 1 of the Revised Statutes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 76 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Dibble	Higgins	Nagle	Shoemaker
Bailey	Dimmick	Hodges	Nash	Sipp
Barager	Donnelly	House	Nelson	Sweet
Becker	Donohue	Howland	Noxon	Taylor
Beckwith	Duffy	Hubbell	Oliver	Tremper
Boynton	Erwin	Husted	O'Neil	Van Allen
Brown, C. W.	Farrell	Jackson	Osborne	Van Cott
Brown, J. H.	Garbutt	Jobs	Otis	Van Duzer
Burns	Geddes	Littlejohn	Owen	Veeder
Cartwright	Haggerty	Locke, S. D.	Palmer	Walrath
Childs	Hall	Maher	Pierson	Welch
Church	Harpending	McCabe	Rice	Westfall
Clapp	Hasbrouck	Moore	Roche	Whiteman
Clinton	Haskell	Murphy	Roosevelt	Zimmerman
Oraig	Hawkins	Murray	Seeber	Speaker
Curtis				

Those who voted in the negative, were

Felter Kruse Lewis Priddy

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," having been announced for a third reading,

Mr. Hawkins moved to amend as follows:

Section 9, line 1, after the word "woodcock," insert the words "except in the counties of Suffolk, Orange, Rockland, Queens and Westchester for the killing of woodcock which shall be from the month of July, August, September, October and November."

Section 11, line 12, after the word "snare," insert the words "except in the counties of Suffolk and Queens as hereinbefore provided."

Same section, line 16, after the word "snare," insert the words "except in the counties of Suffolk and Queens."

Section 15, line 4, after the word "snare," insert the words "except in the counties of Suffolk and Queens, where it shall be lawful for persons on their own lands to snare during the open season for killing such birds."

Mr. Erwin moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hawkins, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 11 }
{ NOES 43 }

Those who voted in the affirmative, were

Barnes	Curtis	Howland	O'Neil	Van Cott
Cady	Dayton	Joyce	Owen	Wilcox
Cartwright				

Those who voted in the negative, were

Allen	Donnelly	Haskell	Murray	Seeber
Barager	Earl	Hawkins	Nash	Shoemaker
Becker	Erwin	Hodges	Noxon	Smith, W. E.
Boynton	Farrell	House	Odell	Sweet
Brown, J. H.	Felter	Husted	Oliver	Taylor
Burns	Forsyth	Lewis	Price	Tremper
Childs	Garbutt	Littlejohn	Rosenthal	Van Allen
Darragh	Hall	Maher	Scott	Whiteman
Dimmick	Hasbrouck	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same:

"An act to supply the city of Oswego with pure and wholesome water."

"An act to authorize the Yates County Agricultural Society to sell and convey a portion of its real estate."

"An act to confer additional powers upon the trustees and officers of incorporated villages in the State of New York."

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'"

"An act to amend chapter 442 of the Laws of 1881, entitled 'An act to establish a code of criminal procedure.'"

"An act to provide for and define the public or legislative printing."

"An act to amend chapter 299 of the Laws of 1883, entitled 'An act to provide for the enrollment of the militia, for the organization and government of the National Guard of the State of New York, and for the public defense, and entitled the Military Code.'"

"An act to amend an act entitled 'An act to authorize the common council of the city of Schenectady to discontinue a portion of Liberty street, in the city of Schenectady, for the purpose of erecting a railroad depot.'"

"An act to amend chapter 288 of the Laws of 1867, entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' and the acts amendatory thereof."

"An act to amend subdivision second of the certificate of articles of incorporation of the Northern Tier Masonic Mutual Relief Association."

"An act to authorize the Syracuse Water Company to supply the village adjacent to Syracuse with water."

"An act to release the right, title and interest of the people of the State of New York of, in and to certain real estate situate in the town of Caldwell, Warren county, to J. Stewart Dennison, of which George A. Cæsar died seized."

"An act to prevent the spread of foul brood among bees, and to extirpate the same."

"An act to amend chapter 513 of the Laws of 1880, entitled 'An act to regulate the licensing of physicians and surgeons.'"

"An act to authorize the incorporation known as 'The Trustees of the Academy of North Salem, in the county of Westchester,' to convey by deed its academy and the ground on which it stands to the town of North Salem, to be used as a town hall, and for the dissolution of such incorporation."

"An act to amend chapter 197 of the Laws of 1847, entitled 'An act authorizing the erection of town houses,' passed May 5, 1847."

"An act to amend the Code of Civil Procedure" (§ 757):

"An act to amend chapter 567 of the Laws of 1871, entitled 'An act providing for the opening of new roads and avenues, and closing old highways in the town of Flatbush, in Kings county.'"

"An act entitled 'An act to amend chapter 122 of the Laws of 1883, entitled An act to provide for voting by ballot at town meetings on propositions to raise money by tax.'"

"An act to amend chapter 287 of the Laws of 1879, entitled 'An act to provide for the formation of county and town co-operative insurance companies.'"

"An act to amend an act entitled 'An act fixing certain fees of the sheriff of the county of Rensselaer,' passed April 7, 1858."

"An act to amend the Code of Civil Procedure" (§ 2910).

"An act to amend section 521 of the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure" (§ 629).

"An act to amend subdivision 2 of section 191 of the Code of Civil Procedure."

"An act to amend the Code of Civil Procedure" (§ 1217).

"An act to amend the Code of Criminal Procedure" (§ 57).

"An act to amend the Code of Civil Procedure" (§ 2431).

"An act to amend an act entitled 'An act to authorize the formation of corporations for the purpose of acquiring, constructing and operating railroads in foreign countries,' passed June 3, 1881."

"An act to legalize the acts of the trustees of the 'First Presbyterian Church at Batchellerville,' in selling and conveying certain real estate."

"An act making an appropriation to pay an award made by the Board of Claims in favor of Anderson D. Lawrence."

"An act in relation to the appraisal of canal claims against the State."

"An act to provide for the construction of fish-ways in the State dams across the Oswego and Seneca rivers."

"An act to amend the Code of Criminal Procedure" (§§ 726, 728).

"An act supplementary to chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'"

"An act to allow persons whose lands were damaged by the 'Chenango canal extension,' to file claim for such damage and to collect the same."

"An act to amend chapter 135 of the Laws of 1870, entitled 'An act for the relief of corporations organized under general laws.'"

"An act relating to investments of the moneys belonging to the United States Deposit Fund."

"An act to amend section 6 of chapter 162 of the Laws of 1882, entitled 'An act relative to a bridge over the Chenango river at Oxford,' passed April 5, 1882."

"An act authorizing the Commissioners of the Board of Claims to appoint a deputy clerk, and for other purposes."

"An act to amend chapter 284 of the Laws of 1874, entitled 'An act to authorize the town of Glenville, Schenectady county, to purchase the bridge belonging to the Schenectady Bridge Company.'"

"An act to release to Sophia Gaude the right, title, interest and estate of the people of the State of New York in and to certain real estate in the town of Royalton, county of Niagara."

"An act to provide for the payment of certain claims for work done and material furnished in constructing water-works in the village of Amsterdam."

"An act to regulate the deposit of funds received by charitable and benevolent institutions supported in whole or in part by public moneys."

"An act to amend chapter 368 of the Laws of 1865, entitled 'An act for the incorporation of societies or clubs for certain social and recreative purposes.'"

"An act in relation to extending certain streets and avenues in the city of Brooklyn beyond high-water mark."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act to amend chapter 466 of the Laws of 1877, entitled 'An act in relation to assignments of the estates of debtors for the benefit of creditors,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dean	House	McCabe	Roche
Allen	Dibble	Howland	Murphy	Roosevelt
Barnes	Dimmick	Hubbell	Murray	Rosenthal
Barager	Donnelly	Husted	Nagle	Seeber
Becker	Earl	Jackson	Nash	Shoemaker
Beckwith	Ely	Jobes	Nelson	Sipp
Boyce	Erwin	Johnson, S. W.	Noxon	Smith, C.
Boynton	Farrell	Joyce	Odell	Sweet
Brown, C. W.	Felter	Kelly	Oliver	Taylor
Brown, J. H.	Forsyth	Kent	O'Neil	Tremper
Burns	Garbutt	Kruse	Osborne	Van Allen
Cady	Geddes	Lewis	Otis	Van Cott
Cartwright	Haggerty	Lindsay	Owen	Van Duzer
Childs	Hall	Littlejohn	Palmer	Walrath
Clapp	Harpending	Locke, S. D.	Pierson	Whiteman
Coffey	Hawkins	Locke, L. R.	Price	Wilcox
Curtis	Hendricks	Maher	Priddy	Zimmerman
Darragh				

For the negative,
Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Heath, from a committee of conference, submitted the following report:

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill entitled "An act to amend an act entitled 'An act to authorize the formation of gas companies,' passed February 16, 1848, as to the county of Kings," reported that they have duly conferred upon said matters, and have agreed to recommend that the Assembly recede from its amendments.

ALBERT DAGGETT,
JAMES OTIS,
Senate Committee.

HENRY HEATH,
N. M. CURTIS,
THOMAS F. FARRELL,
M. C. EARL,
S. S. HAWKINS,
Assembly Committee.

ALBANY, May 14, 1884.

Mr. Erwin moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to the report of the conference committee, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

} AYES 27 }
} NOES 59 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Hawkins	Jobs	Nash
Beckwith	Dayton	Heath	Lewis	Oliver
Brogan	Dibble	Horton	Lindsay	Roche
Burns	Earl	Hubbell	Littlejohn	Rosenthal
Clarke	Farrell	Husted	Locke, S. D.	Van Allen
Coffey	Felter			

Those who voted in the negative, were

Allen	Cartwright	Geddes	McDonald	Priddy
Bailey	Childs	Hasbrouck	Mullaney	Roosevelt
Baker	Church	Haskell	Murphy	Scott
Barnes	Clapp	Hendricks	Murray	Seeber
Becker	Darragh	House	Nelson	Shoemaker
Binder	Dimmick	Howe	Noxon	Sipp
Boyce	Donnelly	Howland	Odell	Sweet
Boynton	Duffy	Jackson	O'Neil	Tremper
Briggs	Ely	Kelly	Osborne	Van Duzer
Brown, J. H.	Erwin	Kruse	Otis	Veeder
Butler	Forsyth	Maher	Owen	Whiteman
Cady	Garbutt	McCabe	Price	

Mr. Earl moved that a new committee of conference be appointed on the part of the Assembly, and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have disagreed to the report of the committee of conference.

The Senate bill entitled "An act to make provision for a public park in the Seventh ward of the city of New York, including therein all necessary alterations of the map or plan of said city, the acquisition of land for such park, and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvements," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

} AYES 88 }
} NOES 2 }

Those who voted in the affirmative, were

Allen	Craig	Higgins	Mullaney	Rosenthal
Bailey	Curtis	House	Murphy	Scott
Becker	Darragh	Howe	Murray	Seeber

Beckwith	Dayton	Howland	Nash	Sipp
Binder	Dean	Hubbell	Noxon	Smith, W. E.
Boynton	Dibble	Husted	Odell	Smith, C.
Briggs	Dimmick	Jackson	Oliver	Sweet
Brown, C. W.	Donohue	Jobs	O'Neil	Taylor
Brown, J. H.	Duffy	Joyce	Osborne	Tremper
Burns	Farrell	Kelly	Owen	Van Allen
Butler	Felter	Kruse	Palmer	Van Cott
Cady	Forsyth	Lewis	Pierson	Van Duzer
Cartwright	Garbutt	Lindsay	Price	Veeder
Childs	Haggerty	Littlejohn	Priddy	Walrath
Church	Hall	Locke, S. D.	Rice	Westfall
Clarke	Harpending	Maher	Roche	Whiteman
Clapp	Hasbrouck	McCabe	Roosevelt	Wilcox
Coffey	Haskell	McDonald		

Those who voted in the negative, were

Barnes Hawkins

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill entitled "An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes,' and other acts amendatory of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

Ackroyd	Dayton	Hawkins	McCabe	Priddy
Bailey	Dibble	Heath	McDonald	Roosevelt
Becker	Dimmick	Higgins	Mullaney	Rosenthal
Beckwith	Donnelly	Howe	Murphy	Scott
Binder	Duffy	Howland	Murray	Seeber
Boyce	Earl	Husted	Nagle	Shoemaker
Boynton	Farrell	Joyce	Nash	Sipp
Briggs	Felter	Kelly	Noxon	Smith, C.
Burns	Forsyth	Kent	Odell	Taylor
Cady	Garbutt	Kittle	Oliver	Tremper
Cartwright	Geddes	Kruse	O'Neil	Van Allen
Childs	Haggerty	Lindsay	Osborne	Van Cott
Church	Hall	Littlejohn	Otis	Van Duzer
Clarke	Harpending	Locke, S. D.	Owen	Veeder
Clapp	Hasbrouck	Locke, L. R.	Palmer	Walrath
Craig	Haskell	Maher	Pierson	Westfall
Darragh				

Those who voted in the negative, were

Allen Roche

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the Senate bill entitled "An act to create a forest commission for the State of New York," and making an appropriation therefor," with a message that they have concurred in the

amendments of the Assembly thereto, with the following further amendment :

Add to section 8 the following:

"§ 8. But it is hereby expressly provided, that in case the Governor shall fail to nominate a forest commissioner, or if the Governor shall nominate a person to be forest commissioner and the Senate shall fail to confirm said nomination, then the provisions of this act shall in no wise interfere or conflict with the powers now vested in or exercised by any officer of this State over the State lands until the Governor shall nominate and the Senate confirm the nomination of a forest commissioner for this State."

Change section 8 to section 9.

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Hasbrouck	McCabe	Priddy
Bailey	Coffey	Haskell	McDonald	Rice
Barnes	Craig	Hawkins	Miles	Roche
Becker	Darragh	Higgins	Mullaney	Roosevelt
Binder	Dayton	Hodges	Nash	Rosenthal
Boyce	Dean	House	Noxon	Seeber
Boynton	Dibble	Howland	Odell	Sipp
Briggs	Donnelly	Husted	Oliver	Sweet
Brown, C. W.	Earl	Jackson	O'Neil	Taylor
Burns	Ely	Jones	Osborne	Tremper
Butler	Erwin	Joyce	Otis	Van Allen
Cady	Felter	Kelly	Palmer	Van Cott
Cartwright	Forsyth	Kruse	Pierson	Van Duzer
Childs	Garbutt	Lewis	Pratt	Wilcox
Clarke	Haggerty	Lindsay	Price	Speaker
Clapp	Hall	Littlejohn		

For the negative,

Locke, L. R.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

A message from the Governor was received and read in the words following :

STATE OF NEW YORK — EXECUTIVE CHAMBER, }
ALBANY, May 6, 1884. }

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned, for amendment, Assembly bill No. 244, entitled "An act establishing the lines of Mott avenue and Trinity avenue or Delmonico place, in the Twenty-third ward, in the city of New York."

GROVER CLEVELAND.

Mr. Speaker put the question whether the House would agree to reconsider the vote by which said bill was passed, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Coffey	Hawkins	Kruse	Otis
Bailey	Darragh	Heath	Lewis	Owen
Barnes	Dean	Higgins	Littlejohn	Palmer
Barager	Dibble	Hodges	Locke, L. R.	Pierson
Becker	Dimmick	Horton	Maher	Price
Beckwith	Earl	House	McCabe	Priddy
Binder	Ely	Howe	McDonald	Rice
Boyce	Erwin	Howland	Murphy	Roche
Boynton	Farnum	Hubbell	Murray	Roosevelt
Briggs	Felter	Husted	Nash	Smith, W. E.
Burns	Forsyth	Jackson	Nelson	Smith, C.
Cady	Garbutt	Jobs	Noxon	Taylor
Childs	Haggerty	Jones	Odell	Van Allen
Church	Hall	Joyce	O'Neil	Van Cott
Clapp	Harpending	Kelly	Osborne	Wilcox
Clinton	Haskell	Kent		

On motion of Mr. Clarke, and by unanimous consent, said bill was amended as follows :

In section 2, strike out all after the words "said avenue or place."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, as amended, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Curtis	Horton	Maher	Roche
Barnes	Darragh	Howland	McCabe	Roosevelt
Barager	Dean	Hubbell	McDonald	Seeber
Becker	Dibble	Husted	Mullaney	Shoemaker
Beckwith	Donnelly	Jackson	Murray	Sipp
Binder	Duffy	Johnson, S. W.	Noxon	Smith, W. E.
Boyce	Earl	Jones	Odell	Sweet
Boynton	Erwin	Joyce	Oliver	Taylor
Briggs	Farnum	Kelly	Osborne	Tremper
Brown, C. W.	Felter	Kent	Otis	Van Allen
Cartwright	Forsyth	Kruse	Owen	Van Cott
Church	Garbutt	Lewis	Palmer	Van Duzer
Clarke	Haggerty	Lindsay	Pratt	Walrath
Clinton	Haskell	Locke, S. D.	Priddy	Wilcox
Craig	Hawkins	Locke, L. R.	Rice	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein, as amended.

The Senate returned the bill entitled "An act to amend section 2234 of the Code of Civil Procedure" with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 9, after the word "situated," insert the words "or if the justice of such court be for any reason disqualified, to the district court of an adjoining district."

Same section, line 16, strike out all after the word "village."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Clinton	Haskell	Littlejohn	Palmer
Allen	Craig	Hawkins	Locke, L. R.	Pierson
Bailey	Dean	Higgins	Maher	Pratt
Barnes	Dibble	Hodges	McCabe	Price
Becker	Dimmick	House	McDonald	Priddy
Beckwith	Donnelly	Howland	Miles	Sipp
Binder	Earl	Hubbell	Murphy	Sweet
Boyce	Ely	Husted	Nash	Taylor
Briggs	Farrell	Jones	Noxon	Van Allen
Brown, C. W.	Felter	Joyce	Odell	Van Cott
Burns	Forsyth	Kelly	Oliver	Van Duzer
Butler	Garbutt	Kent	O'Neil	Veeder
Cartwright	Haggerty	Kruse	Otis	Whiteman
Church	Harpending	Lewis	Owen	Wilcox
Clarke	Hasbrouck			

For the negative,
Boynton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the following entitled bills:

“An act to amend chapter 189 of the Laws of 1883, entitled ‘An act to authorize the dock department of the city of New York to construct a pier for the use of the police department of said city.’”

“An act to amend chapter 694 of the Laws of 1867, entitled ‘An act in relation to the valuation of the property of railroad companies in school districts, for the purpose of taxation.’”

“An act supplemental to chapter 187 of the Laws of 1881, entitled ‘An act to provide for the establishment of a house of refuge for women,’ and making an additional appropriation for the erection of a building.”

“An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations.”

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill, entitled “An act to authorize the Comptroller of the State to foreclose a mortgage and sell certain lands and premises,” with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the following entitled bill, with a message that they have concurred in the passage of the same, as amended:

“An act to amend chapter 200 of the Laws of 1873, entitled ‘An act to amend the charter of the village of Addison, in the county of Steuben.’”

Ordered, That the Clerk return said bill to the Senate.

Mr. Husted moved that this House do now adjourn until nine o'clock in the morning.

Mr. Rice moved to amend by making the hour to which the House shall adjourn ten o'clock.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Rice, and it was determined in the negative.

Mr. Rice moved to make the hour half-past nine o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted, and it was determined in the affirmative.

Whereupon, at 12 o'clock and 30 minutes, the House adjourned.

FRIDAY, MAY 16, 1884.

The House met pursuant to adjournment.

No clergyman present.

On motion of Mr. Scott, the reading of the journal was dispensed with.

Mr. Van Cott moved that all speeches be limited to two minutes during the session of to-day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Husted moved to lay all orders of business on the table down to reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate returned the following entitled bills, with a message that they have concurred in the passage of the same :

"An act to amend the Code of Civil Procedure" (§ 791, subd. 5).

"An act to legalize the acts of Jeffrey Stroud and William C. Cummins as commissioners of excise of the town of Woodhull, in the county of Steuben, and the acts of John Reynolds and Charles H. Rosekrans, as commissioners of excise of the town of Neversink, in the county of Sullivan."

"An act to amend the Code of Civil Procedure" (§ 93).

"An act to provide for the adjustment and payment for services and disbursements made and rendered for the Seneca Nation of Indians by Benjamin F. Congdon while attorney for said nation."

"An act to provide for the construction of an iron bridge over the Erie canal at Prospect street in the village of Medina, in the county of Orleans."

"An act to enable corporations organized under the laws of this State to extend their existence."

"An act to amend chapter 349 of the Laws of 1872, entitled 'An act to authorize the appointment of commissioners to fix the grade and improve sidewalks, and open and improve streets in the town of New Lots, Kings county.'"

"An act to amend the Code of Civil Procedure" (§ 97).

"An act for the relief of non-resident tax payers, who or whose children or wards are attendants at any free school."

"An act to amend an act entitled 'An act to provide for a larger, purer and permanent supply of water for the city of Cohoes,' and to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856, and the amendments of the same, passed May 17, 1883."

"An act to provide for the assessment of property in certain cases, and to regulate and equalize the same."

"An act to release the interest of the people of the State of New York in and to certain moneys arising upon the sale of certain property, made by order of the Supreme Court in two certain actions in foreclosure to Thomas Webb and Elizabeth Platts."

"An act to alter the map or plan of the city of New York, made and filed by the commissioners of the department of public parks, by striking therefrom so much of the proposed Morris avenue as lies between One Hundred and Sixty-second street and Overlook avenue, and so much of the proposed One Hundred and Sixty-fifth street as lies between Winfield place and Sheridan avenue, in the Twenty-third ward of said city."

"An act to amend an act entitled 'An act to provide for the disposal and removal of the sewage discharge from the village sewer running through and from the village of Saratoga Springs, and to raise money by taxation for that purpose.'"

"An act to authorize the city of New York to contribute fifty thousand dollars in aid of the fund for the erection of a pedestal for Bartholdi's statue of 'Liberty Enlightening the World,' to be erected on Bedloe's island, in New York harbor."

"An act to amend chapter 547 of the Laws of 1855, entitled 'An act allowing illegitimate children to inherit real and personal property in certain cases.'"

"An act to amend section third of article first, title first, chapter sixteenth of part first of the Revised Statutes."

"An act to amend the Code of Civil Procedure" (§ 1002).

"An act to annex to the city of Brooklyn the town of New Lots, and to provide for its government."

"An act prohibiting the sale or giving away of cigarettes to any minor under the age of fourteen years."

"An act for the relief of Isaac Piser."

"An act to amend an act entitled 'An act supplemental to the Code of Civil Procedure,' passed May 6, 1880."

"An act to amend an act entitled 'An act concerning pawnbrokers.'"

"An act relating to the discharge of the duties of the surrogate of the county of Kings in case of a vacancy in the office, or the disqualification or disability of the surrogate."

"An act to amend chapter 912 of the Laws of 1869, entitled 'An act to incorporate the city of Cohoes, and other acts amendatory of the same.'"

"An act to lay out and establish a permanent exterior street along a portion of the East river in the city of New York, and to alter the map or plan of the city of New York to conform thereto."

"An act to amend chapter 675 of the Laws of 1881, entitled 'An act to facilitate the payment of school taxes by railroad companies,' and the acts amendatory thereof."

"An act to amend chapter 611 of the Laws of 1875, entitled 'An act to provide for the organization and regulation of certain business corporations.'"

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution relative to printing one thousand seven hundred and twenty-three copies of the New York Civil List for the year 1884, with a message that they have concurred in the passage of the same.

The Senate returned the following entitled bills :

"An act for the better security of mechanics, laborers and others who perform labor or furnish materials for building and other improvements on lands in the cities of this State."

"An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873."

"An act to provide for a more efficient government of the department of parks in the city of New York."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution relative to printing three thousand copies of the Report and Evidence Submitted by the Committee on Public Health to the Senate on March 21st as to the Adulteration of Dairy Products, with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That said resolution be delivered to the Governor.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto, respectively :

"An act to amend the Code of Civil Procedure" (§ 315).

"An act to amend the Code of Civil Procedure" (§ 254).

"An act to provide for the payment to John Foley of his salary as supervisor of the county of New York."

"An act to amend chapter 546, Laws of 1874, entitled 'An act to provide for the safe-keeping of the money raised for the payment of town expenses in the city of Utica.'"

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bills, with a message that they have agreed to the report of the conference committee thereon, respectively :

"An act to amend chapter 508 of the Laws of 1863, entitled 'An act to define and limit the number of notaries public in the several counties in this State, and confer authority to take affidavits and acknowledgments.'"

"An act to provide the means and making appropriations to pay the expenses of superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1884."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate bill entitled "An act authorizing the Comptroller to pay into the keeping of the trustees of the Elmira Female College the Elmira Female College educational fund," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Church	Haskell	Locke, S. D.	Seeber
Barager	Craig	Hawkins	Locke, L. R.	Shoemaker
Becker	Curtis	Heath	Maher	Sipp
Beckwith	Dimmick	Howland	Nagle	Smith, W. E.
Binder	Donnelly	Hunt	Nash	Sweet
Boyce	Donohue	Husted	Noxon	Taylor
Boynton	Earl	Johnson, S.W.	Odell	Van Allen
Briggs	Erwin	Jones	Olin	Van Cott
Brogan	Farnum	Joyce	Oliver	Veeder
Brown, C. W.	Felter	Kelly	Owen	Westfall
Burns	Garbutt	Kruse	Palmer	Whiteman
Butler	Geddes	Lewis	Pierson	Wilcox
Cady	Haggerty	Lindsay	Rice	Zimmerman
Cartwright	Hall	Littlejohn	Roche	Speaker
Childs	Hasbrouck			

Those who voted in the negative, were

Dean Scott

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill entitled "An act relating to the discharge of the duties of the surrogate of the county of Kings in case of a vacancy in the office, or the disqualification or disability of the surrogate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clapp	Hasbrouck	Lindsay	Roosevelt
Bailey	Curtis	Haskell	Littlejohn	Rosenthal
Becker	Dean	Hawkins	Locke, L. R.	Scott
Beckwith	Dibble	Heath	Maher	Seeber
Binder	Dimmick	Higgins	McCabe	Shoemaker
Boyce	Donnelly	Horton	Nagle	Sipp
Boynton	Duffy	Howland	Nash	Smith, W. E.
Brogan	Earl	Husted	Odell	Smith, C.
Brown, C. W.	Erwin	Johnson, G.R.	Olin	Sweet
Brown, J. H.	Felter	Johnson, S. W.	Oliver	Taylor
Burns	Forsyth	Jones	Osborne	Van Allen
Butler	Garbutt	Joyce	Owen	Van Cott
Cady	Geddes	Kelly	Palmer	Wilcox
Cartwright	Haggerty	Kent	Pierson	Zimmerman
Childs	Hall	Kruse	Rice	Speaker
Church	Harpending	Lewis	Roche	

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to organize the Veteran Reserve of the National Guard of the State of New York," having been announced for a third reading,

Mr. Heath moved that the same be recommitted to the committee on military affairs.

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Heath, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 72 }
{ NOES 6 }

Those who voted in the affirmative, were

Allen	Coffey	Harpending	McCabe	Roosevelt
Becker	Curtis	Haskell	McDonald	Rosenthal
Beckwith	Dean	Hawkins	Mullaney	Seeber
Binder	Dibble	Hodges	Nagle	Shoemaker
Boyce	Dimmick	Horton	Nash	Smith, W. E.
Boynton	Donnelly	Husted	Nelson	Sweet
Brogan	Dreiss	Jones	Noxon	Taylor
Brown, C. W.	Duffy	Kittle	Odell	Tremper
Burns	Earl	Kruse	Oliver	Van Allen
Butler	Erwin	Lewis	Otis	Van Cott
Cady	Felter	Lindsay	Palmer	Veeder
Cartwright	Forsyth	Littlejohn	Pierson	Welch
Childs	Garbutt	Locke, L. R.	Pratt	Wilcox
Church	Haggerty	Maher	Rice	Zimmerman
Clarke	Hall			

Those who voted in the negative, were

Bailey	Hasbrouck	Heath	Johnson, S. W.	Owen
Clapp				

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the Grand Conservatory of Music of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Clarke	Hawkins	Locke, L. R.	Roosevelt
Barnes	Clapp	Heath	Maher	Rosenthal
Barager	Curtis	Hendricks	McCabe	Scott
Becker	Dean	Higgins	Murray	Seeber
Beckwith	Dibble	Horton	Noxon	Shoemaker
Binder	Dimmick	Hunt	Odell	Sipp
Boyce	Dreiss	Husted	Oliver	Sweet
Boynton	Duffy	Johnson, S. W.	Osborne	Taylor
Brogan	Earl	Jones	Otis	Tremper

Brown, C. W.	Erwin	Joyce	Owen	Van Allen
Burns	Farnum	Kelly	Palmer	Van Cott
Butler	Felter	Kittle	Pierson	Van Duzer
Cady	Geddes	Kruse	Pratt	Veeder
Cartwright	Haggerty	Lewis	Price	Welch
Childs	Hall	Lindsay	Rice	Zimmerman
Church	Haskell	Littlejohn	Roche	

For the negative,

Dayton

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 3307, subd. 2), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 71 }
{ NOES 3 }

Those who voted in the affirmative, were

Allen	Church	Haskell	Nash	Rosenthal
Bailey	Clarke	Hawkins	Nelson	Seeber
Barager	Clapp	Heath	Noxon	Sipp
Becker	Curtis	Hodges	Odell	Sweet
Beckwith	Dean	Hunt	O'Neil	Taylor
Binder	Dibble	Husted	Osborne	Tremper
Boyce	Dreiss	Jackson	Otis	Van Allen
Boynton	Duffy	Johnson, S. W.	Owen	Van Cott
Brogan	Earl	Jones	Palmer	Van Duzer
Brown, C. W.	Erwin	Joyce	Pierson	Veeder
Burns	Felter	Kelly	Pratt	Welch
Butler	Forsyth	Lindsay	Rice	Whiteman
Cady	Garbutt	Littlejohn	Roche	Zimmerman
Cartwright	Geddes	Nagle	Roosevelt	Speaker
Childs				

Those who voted in the negative, were

Hall	Kruse	Scott
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Code of Criminal Procedure of the State of New York" (§ 579), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

Bailey	Craig	Haskell	Maher	Scott
Barnes	Curtis	Hawkins	McCabe	Seeber
Barager	Dean	Howland	Nagle	Shoemaker

Becker	Dibble	Hubbell	Nash	Sipp
Beckwith	Dimmick	Hunt	Nelson	Sweet
Binder	Duffy	Husted	Noxon	Taylor
Boyce	Earl	Jones	Odell	Tremper
Boynton	Ely	Joyce	Oliver	Van Allen
Brogan	Erwin	Kelly	Osborne	Van Cott
Brown, C. W.	Farnum	Kittle	Otis	Van Duzer
Burns	Felter	Kruse	Palmer	Veeder
Butler	Forsyth	Lewis	Pierson	Whiteman
Cady	Garbutt	Lindsay	Rice	Wilcox
Cartwright	Haggerty	Littlejohn	Roche	Zimmerman
Church	Hall	Locke, S. D.	Roosevelt	Speaker
Clapp	Hasbrouck	Locke, L. R.	Rosenthal	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the Council of Delta Kappa Epsilon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

Allen	Curtis	Hooley	Murphy	Roche
Bailey	Dean	Howland	Murray	Roosevelt
Baker	Dibble	Hubbell	Nagle	Rosenthal
Barnes	Dreiss	Hunt	Nash	Seeber
Becker	Duffy	Husted	Nelson	Shoemaker
Beckwith	Earl	Johnson, S. W.	Noxon	Sipp
Binder	Erwin	Jones	Odell	Smith, W. E.
Boyce	Farnum	Joyce	Oliver	Sweet
Boynton	Farrell	Kelly	O'Neil	Taylor
Brogan	Felter	Kittle	Osborne	Tremper
Brown, C. W.	Geddes	Lewis	Otis	Van Allen
Burns	Hall	Lindsay	Owen	Van Cott
Butler	Haskell	Littlejohn	Palmer	Welch
Cartwright	Hawkins	Locke, S. D.	Pratt	Whiteman
Church	Heath	Maher	Priddy	Wilcox
Clarke	Hodges	McCabe	Rice	Zimmerman
Coffey				

Those who voted in the negative, were

Dayton Hasbrouck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to direct the Commissioners of the Land Office to convey certain premises situated at Binghamton, New York, to the Susquehanna Valley Home and Industrial School for Indigent Children," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
 { NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Church	Hasbrouck	Maher	Rosenthal
Allen	Clapp	Haskell	McCabe	Scott
Bailey	Craig	Hawkins	Miles	Seeber
Baker	Darragh	Heath	Moore	Shoemaker
Barnes	Dayton	Hodges	Mullaney	Sipp
Barager	Dean	Howland	Nash	Smith, W. E.
Becker	Dibble	Hubbell	Noxon	Sweet
Beckwith	Dimmick	Hunt	Odell	Taylor
Binder	Donnelly	Husted	Olin	Tremper
Boyce	Dreiss	Johnson, S. W.	Oliver	Van Allen
Boynton	Duffy	Jones	Osborne	Van Cott
Brogan	Erwin	Joyce	Otis	Van Duzer
Brown, C. W.	Farrell	Kelly	Owen	Veeder
Brown, J. H.	Felter	Kruse	Palmer	Welch
Burns	Forsyth	Lewis	Pratt	Westfall
Butler	Geddes	Lindsay	Price	Whiteman
Cartwright	Haggerty	Littlejohn	Rice	Wilcox
Childs	Hall	Locke, L. R.	Roche	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to ratify and confirm certain grants made in pursuance of section 3 of chapter 702 of the Laws of 1873," with a message that they have concurred in the passage of the same, with the following amendment:

In line 27, engrossed bill, strike out the word "extending," and insert the word "extended."

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
 { NOES 00 }

Those who voted in the affirmative, were

Allen	Clarke	Hasbrouck	Maher	Rice
Bailey	Clapp	Haskell	McCabe	Roche
Baker	Coffey	Hawkins	Moore	Roosevelt
Barnes	Curtis	Heath	Mullaney	Rosenthal
Barager	Dayton	Hodges	Murphy	Scott
Becker	Dean	Howland	Nagle	Seeber
Beckwith	Dibble	Hubbell	Nash	Shoemaker
Binder	Dimmick	Hunt	Nelson	Sipp
Boyce	Donnelly	Husted	Noxon	Sweet
Boynton	Dreiss	Johnson, S. W.	Odell	Taylor
Briggs	Duffy	Jones	Olin	Tremper
Brogan	Earl	Joyce	Oliver	Van Allen
Brown, C. W.	Erwin	Kent	O'Neil	Van Cott
Brown, J. H.	Farnum	Kittle	Osborne	Van Duzer
Burns	Felter	Kruse	Otis	Veeder
Butler	Forsyth	Lewis	Owen	Welch
Cady	Haggerty	Lindsay	Palmer	Whiteman
Cartwright	Hall	Littlejohn	Pierson	Wilcox
Church	Harpending	Locke, S. D.	Pratt	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

The Senate bill entitled "An act appointing a trustee of the Liberty Normal Institute," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Craig	Hasbrouck	Locke, L. R.	Price
Bailey	Curtis	Haskell	Maher	Roche
Baker	Dayton	Hawkins	McCabe	Scott
Barnes	Dean	Heath	Mullaney	Seeber
Barager	Dibble	House	Murphy	Shoemaker
Becker	Dimmick	Howland	Murray	Sipp
Beckwith	Donohue	Hubbell	Nagle	Taylor
Binder	Dreiss	Hunt	Nash	Tremper
Boyce	Duffy	Husted	Noxon	Van Allen
Boynton	Earl	Johnson, S.W.	Odell	Van Cott
Brogan	Erwin	Jones	Olin	Van Duzer
Brown, C. W.	Felter	Joyce	O'Neil	Veeder
Burns	Forsyth	Kittle	Osborne	Walrath
Butler	Garbutt	Kruse	Otis	Whiteman
Cartwright	Geddes	Lewis	Owen	Wilcox
Childs	Haggerty	Lindsay	Palmer	Zimmerman
Church	Hall	Littlejohn	Pratt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to abolish imprisonment on final judgment in civil actions," having been announced for a third reading,

Mr. Husted moved to amend said bill as follows:

Strike out all after the enacting clause, and insert the following:

"SECTION 1. No person shall be actually imprisoned in a civil action for a period exceeding two years, and at the end of such time his body shall be discharged from execution, and no further execution against his body shall issue on the same judgment; but such discharge from execution shall not operate as a satisfaction of the judgment, or to prohibit the issuing of a property execution thereon.

"§ 2. This act shall apply to all persons imprisoned before as well as after the passage of this act.

"§ 3. All acts and parts of acts inconsistent with this act are hereby repealed.

"§ 4. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to limit imprisonment in civil actions."

Mr. Husted moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Husted to amend, and it was determined in the affirmative.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 79 }
{ NOES 5 }

Those who voted in the affirmative, were

Allen	Childs	Garbutt	Lewis	Otis
Bailey	Clarke	Geddes	Lindsay	Pratt
Baker	Clapp	Haggerty	Littlejohn	Price
Barnes	Craig	Haskell	Locke, S. D.	Priddy
Barager	Curtis	Hawkins	Locke, L. R.	Roche
Becker	Darragh	Heath	Maher	Roosevelt
Beckwith	Dayton	Horton	Moore	Sipp
Binder	Dean	House	Mullaney	Smith, W. E.
Boyce	Dimmick	Howland	Murphy	Smith, C.
Boynton	Donnelly	Hubbell	Murray	Van Cott
Brogan	Earl	Husted	Nash	Van Duzer
Brown, C. W.	Erwin	Johnson, S. W.	Noxon	Veeder
Brown, J. H.	Farnum	Jones	Odell	Welch
Burns	Farrell	Joyce	Olin	Westfall
Butler	Felter	Kelly	Oliver	Zimmerman
Cartwright	Forsyth	Kneeland	Osborne	

Those who voted in the negative, were

Church	Hasbrouck	Kruse	Scott	Van Allen
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend the Code of Civil Procedure" (§ 2879), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Coffey	Heath	Murphy	Roche
Baker	Curtis	Hendricks	Murray	Roosevelt
Barnes	Dean	House	Nagle	Scott
Barager	Dibble	Howland	Nash	Seeber
Becker	Duffy	Hubbell	Noxon	Shoemaker
Beckwith	Earl	Hunt	Odell	Sipp
Binder	Erwin	Husted	Olin	Sweet
Boyce	Felter	Jackson	Oliver	Taylor
Boynton	Forsyth	Jones	Osborne	Van Allen
Brown, C. W.	Garbutt	Joyce	Otis	Van Cott
Brown, J. H.	Geddes	Kittle	Owen	Van Duzer
Burns	Haggerty	Kneeland	Palmer	Veeder
Cartwright	Hall	Lewis	Pierson	Walrath
Childs	Harpending	Littlejohn	Pratt	Whiteman
Church	Hasbrouck	Locke, L. R.	Price	Wilcox
Clarke	Haskell	Maher	Rice	Zimmerman
Clapp	Hawkins	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to authorize the comptroller of the city of New York to adjust, settle and pay balances of salaries claimed to be unpaid to certain justices of the district courts of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 66 }
 { NOES 34 }

Those who voted in the affirmative, were

Allen	Dean	Hodges	Locke, L. R.	Rice
Baker	Dibble	Hooley	Maher	Roche
Barnes	Donnelly	Husted	McCabe	Rosenthal
Barager	Duffy	Jackson	Miles	Seeber
Becker	Earl	Jobes	Moore	Shoemaker
Binder	Ely	Johnson, G. R.	Mullaney	Sipp
Boynton	Farrell	Jones	Murphy	Smith, W. E.
Brown, C. W.	Felter	Kelly	Murray	Sweet
Burns	Forsyth	Kent	Nagle	Taylor
Butler	Geddes	Kittle	Nason	Van Cott
Cady	Haggerty	Kneeland	Odell	Veeder
Clarke	Harpending	Lindsay	Oliver	Walrath
Clapp	Higgins	Locke, S. D.	Osborne	Zimmerman
Coffey				

Those who voted in the negative, were

Bailey	Erwin	Horton	Noxon	Price
Brown, J. H.	Garbutt	House	Olin	Roosevelt
Cartwright	Hall	Howe	O'Neil	Scott
Childs	Hasbrouck	Howland	Otis	Tremper
Church	Haskell	Kruse	Owen	Van Allen
Craig	Hawkins	Littlejohn	Palmer	Van Duzer
Dimmick	Heath	Nash	Pratt	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Kelly moved to suspend Rules Nos. 41, 42 and 43 for the purpose of ordering to a third reading and final passage Assembly bills No. 797, entitled "An act in relation to the office of register of the county of Kings;" also, No. 798, entitled "An act in relation to the clerk of the county of Kings;" and also, No. 806, entitled "An act to provide for a more efficient government of the department of parks in the city of Brooklyn, and to provide for control and management of all the public parks, parkways and other public lands in the city of Brooklyn and county of Kings, now under control and management of the Brooklyn park commissioners," and that said bills be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 42 }
 { NOES 24 }

Those who voted in the affirmative, were

Allen	Church	Hendricks	Lewis	Price
Becker	Clarke	Hodges	Littlejohn	Rice
Binder	Curtis	Howe	Maher	Roosevelt
Boynton	Dayton	Howland	Nason	Seeber
Briggs	Forsyth	Johnson, S. W.	O'Neil	Taylor
Brown, C. W.	Harpending	Jones	Osborne	Tremper
Brown, J. H.	Hasbrouck	Kelly	Otis	Welch
Butler	Hawkins	Kruse	Palmer	Westfall
Childs	Heath			

Those who voted in the negative, were

Bailey	Donnelly	Garbutt	Mullaney	Shoemaker
Barnes	Dreiss	Haggerty	Murray	Sipp
Barager	Earl	Hall	Nagle	Whiteman
Cady	Farrell	Lindsay	Odell	Zimmerman
Cartwright	Felter	Locke, S. D.	Olin	

On motion of Mr. Haggerty, and by unanimous consent, the committee of the whole was discharged from the further consideration of Senate bill No. 253, entitled "An act respecting the employment of honorably discharged Union soldiers and sailors in the public service of the State of New York," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Duffy	House	McCabe	Pierson
Baker	Earl	Howe	McDonald	Price
Barnes	Ely	Howland	Mullaney	Rice
Barager	Erwin	Hubbell	Murphy	Roosevelt
Becker	Farnum	Husted	Murray	Seeber
Beckwith	Felter	Jackson	Nagle	Sipp
Boyce	Forsyth	Jones	Nash	Sweet
Boynton	Geddes	Joyce	Nason	Taylor
Briggs	Haggerty	Kelly	Noxon	Tremper
Burns	Hall	Kittle	Odell	Van Allen
Butler	Harpending	Kneeland	Oliver	Van Duzer
Cartwright	Hasbrouck	Kruse	O'Neil	Veeder
Childs	Haskell	Lewis	Osborne	Welch
Church	Hawkins	Lindsay	Otis	Whiteman
Clapp	Heath	Littlejohn	Owen	Wilcox
Craig	Higgins	Locke, S. D.	Palmer	Zimmerman
Dibble	Hodges	Maher		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act for the relief of Thomas Evershed," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
 { NOES 00 }

Those who voted in the affirmative, were

Bailey	Curtis	Howland	Murphy	Rosenthal
Baker	Dean	Hubbell	Murray	Scott
Barager	Dibble	Hunt	Nagle	Seeber
Becker	Duffy	Husted	Nash	Smith, W. E.
Beckwith	Earl	Jackson	Nelson	Smith, C.
Boyce	Farnum	Jobs	Odell	Sweet
Boynton	Farrell	Johnson, S. W.	Olin	Taylor
Briggs	Felter	Jones	Oliver	Tremper
Brown, C. W.	Forsyth	Joyce	Osborne	Van Allen
Brown, J. H.	Garbutt	Kelly	Otis	Van Cott
Burns	Haggerty	Kittle	Owen	Van Duzer
Butler	Harpending	Kneeland	Palmer	Veeder
Cartwright	Hasbrouck	Lewis	Pratt	Westfall
Childs	Haskell	Lindsay	Price	Whiteman
Church	Hawkins	Littlejohn	Rice	Wilcox
Clarke	Higgins	Locke, S. D.	Roche	Zimmerman
Coffey	Hodges	Maher	Roosevelt	Speaker
Craig	Horton	McCabe		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Taylor, from a committee of conference, submitted the following report :

To the Legislature :

The undersigned, appointed by the Senate and Assembly as a committee of conference relative to the matters of difference arising between the two Houses upon the Senate bill No. 304, entitled "An act to amend the Code of Criminal Procedure," reported that they have duly conferred upon said matters, and have agreed to recommend that the Assembly recede from its amendments.

ALBERT DAGGETT,
 EDWARD B. THOMAS,
 T. E. ELLSWORTH,
Senate Committee.

JAMES TAYLOR,
 JAMES W. HUSTED,
 HENRY HEATH,
 M. C. EARL,
 JAMES OLIVER,
Assembly Committee.

Mr. Speaker put the question whether the House would agree to the report of the committee of conference, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have agreed to the report of the committee of conference.

Mr. O'Neil offered, for the consideration of the House, a resolution in the words following :

Resolved, That the committee of the whole be discharged from the further consideration of Senate bill No. 398, entitled "An act to amend the Penal Code."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate bill entitled "An act to regulate the practice of medicine and surgery in the State of New York by Indians on the reservations thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Darragh	Heath	McCabe	Roche
Bailey	Dean	Horton	Mullaney	Roosevelt
Barnes	Dibble	Howe	Murphy	Rosenthal
Barager	Dimmick	Howland	Murray	Scott
Becker	Donnelly	Hubbell	Nash	Seeber
Binder	Duffy	Husted	Nason	Sipp
Boyce	Earl	Jackson	Nelson	Smith, W. E.
Boynton	Erwin	Jones	Noxon	Smith, C.
Briggs	Farnum	Joyce	Odell	Sweet
Brogan	Felter	Kelly	Oliver	Taylor
Brown, C. W.	Garbutt	Kent	Osborne	Tremper
Brown, J. H.	Geddes	Kittle	Otis	Van Allen
Cady	Haggerty	Kneeland	Owen	Van Cott
Cartwright	Hall	Kruse	Palmer	Walrath
Clarke	Harpending	Lewis	Pierson	Welch
Coffey	Hasbrouck	Lindsay	Pratt	Westfall
Craig	Haskell	Littlejohn	Price	Whiteman
Curtis	Hawkins	Maher	Priddy	Zimmerman

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Senate bill entitled "An act to abolish imprisonment on final judgment in civil actions," with a message that they have non-concurred in the amendments of the Assembly thereto.

The Senate bill entitled "An act to amend chapter 409 of the Laws of 1882, entitled 'An act to revise the statutes of this State relating to banks, banking and trust companies,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 4 }

Those who voted in the affirmative, were

Allen	Curtis	House	Miles	Rosenthal
Bailey	Dean	Howland	Mullaney	Seeber
Barnes	Dibble	Hunt	Murphy	Shoemaker
Barager	Dimmick	Husted	Murray	Sipp
Becker	Donnelly	Jackson	Nagle	Sweet
Binder	Earl	Jones	Nash	Taylor
Boyce	Ely	Joyce	Noxon	Tremper
Boynton	Erwin	Kittle	Odell	Van Allen

Brown, C. W.	Forsyth	Kneeland	Osborne	Van Cott
Cartwright	Garbutt	Lewis	Otis	Van Duzer
Childs	Haggerty	Lindsay	Owen	Walrath
Church	Hall	Locke, S. D.	Pratt	Welch
Clarke	Harpending	Locke, L. R.	Price	Westfall
Clapp	Haskell	Maher	Priddy	Wilcox
Craig	Hawkins	McCabe	Roosevelt	Zimmerman

Those who voted in the negative, were

Brown, J. H.	Felter	Olin	Scott
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to provide for the publication of the proceedings of the celebration of the Centennial Anniversary of the Board of Regents to be held in July, 1884, and for the distribution thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 92 }
{ NOES 1 }

Those who voted in the affirmative, were

Allen	Dean	Heath	Locke, L. R.	Rice
Bailey	Dibble	Hendricks	McCabe	Roche
Baker	Dimmick	Higgins	McDonald	Roosevelt
Barnes	Donnelly	House	Miles	Sipp
Barager	Donohue	Howland	Murray	Smith, W. E.
Becker	Dreiss	Hubbell	Nagle	Smith, C.
Binder	Duffy	Hunt	Nash	Sweet
Boyce	Earl	Husted	Nelson	Taylor
Boynton	Ely	Jackson	Noxon	Tremper
Briggs	Erwin	Jones	Odell	Van Allen
Brown, C. W.	Farnum	Joyce	Oliver	Van Cott
Brown, J. H.	Felter	Kelly	Osborne	Van Duzer
Burns	Forsyth	Kittle	Otis	Veeder
Cartwright	Garbutt	Kneeland	Owen	Walrath
Church	Geddes	Lewis	Palmer	Welch
Clarke	Haggerty	Lindsay	Pierson	Westfall
Clapp	Harpending	Littlejohn	Pratt	Wilcox
Craig	Haskell	Locke, S. D.	Priddy	Zimmerman
Curtis	Hawkins			

For the negative,

Hasbrouck

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to incorporate the Uniformed Veterans of the Twenty-third regiment, Fourth brigade, Second division; National Guard State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackroyd	Curtis	Haskell	Littlejohn	Pratt
Bailey	Darragh	Heath	Locke, L. R.	Priddy
Baker	Dean	Hendricks	Maher	Rice
Barnes	Dibble	Higgins	McCabe	Roosevelt
Barager	Dimmick	Hodges	McDonald	Seeber
Becker	Donnelly	Horton	Miles	Shoemaker
Beckwith	Donohue	House	Nagle	Sweet
Binder	Earl	Howland	Nash	Taylor
Briggs	Ely	Husted	Noxon	Tremper
Brown, C. W.	Erwin	Jackson	Odell	Van Allen
Burns	Farnum	Jobes	Olin	Van Cott
Butler	Felter	Johnson, S. W.	Oliver	Van Duzer
Cartwright	Garbutt	Jones	O'Neil	Veeder
Church	Geddes	Kittle	Osborne	Walrath
Clarke	Haggerty	Kruse	Palmer	Westfall
Clinton	Hall	Lindsay	Pierson	Zimmerman
Coffey	Harpending			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate bill entitled "An act to amend the Penal Code," having been announced for a third reading,

Mr. Earl moved to amend as follows :

Section 1, strike out all after the word "news," in line 18, printed bill.

Mr. O'Neil moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Earl, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 75 }
{ NOES 19 }

Those who voted in the affirmative, were

Allen	Clapp	Heath	Locke, L. R.	Price
Bailey	Clinton	Higgins	McCabe	Priddy
Baker	Curtis	Hodges	Murphy	Roosevelt
Barnes	Dean	Howe	Nash	Scott
Barager	Dibble	Howland	Nason	Seeber
Becker	Dimmick	Hunt	Nelson	Shoemaker
Beckwith	Ely	Husted	Noxon	Sweet
Boyce	Erwin	Jackson	Odell	Taylor
Boynton	Farnum	Jones	Olin	Tremper
Briggs	Forsyth	Joyce	O'Neil	Van Allen
Brown, C. W.	Garbutt	Kent	Osborne	Van Duzer]
Brown, J. H.	Hall	Kruse	Otis	Walrath
Cartwright	Hasbrouck	Lewis	Owen	Welch
Childs	Haskell	Littlejohn	Palmer	Westfall
Church	Hawkins	Locke, S. D.	Pierson	Wilcox

Those who voted in the negative, were

Brogan	Clarke	Duffy	Jobes	Rosenthal
Burns	Coffey	Earl	Lindsay	Van Cott
Butler	Donnelly	Felter	Mullaney	Zimmerman
Cady	Donohue	Haggerty	Murray	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill entitled "An act to amend the Penal Code" (§ 514), was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 86 }
{ NOES 5 }

Those who voted in the affirmative, were

Allen	Clinton	Hasbrouck	Lindsay	Pierson
Bailey	Curtis	Haskell	Littlejohn	Pratt
Baker	Dean	Hawkins	Locke, S. D.	Priddy
Barnes	Dibble	Heath	Locke, L. R.	Roosevelt
Barager	Dimmick	Hodges	Maher	Scott
Becker	Donnelly	Howe	Nagle	Seeber
Beckwith	Donohue	Howland	Nash	Shoemaker
Binder	Earl	Hubbell	Nason	Sweet
Boyce	Erwin	Hunt	Nelson	Tremper
Boynton	Farnum	Husted	Noxon	Van Allen
Briggs	Felter	Jackson	Odell	Van Cott
Brown, C. W.	Forsyth	Jones	Olin	Van Duzer
Brown, J. H.	Garbutt	Joyce	O'Neil	Veeder
Burns	Geddes	Kelly	Osborne	Walrath
Cartwright	Haggerty	Kittle	Otis	Westfall
Church	Hall	Kruse	Owen	Wilcox
Clarke	Harpending	Lewis	Palmer	Zimmerman
Clapp				

Those who voted in the negative, were

Brogan	Butler	Coffey	Mullaney	Rosenthal
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill entitled "An act to amend chapter 354 of the Laws of 1883, entitled 'An act to regulate and improve the civil service of the State of New York.'"

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act establishing the lines of Mott avenue and Trinity avenue, or Delmonico place, in the Twenty-third ward of the city of New York," with a message that they have concurred in the passage of the same, as amended.

Also, the bill entitled "An act to amend the Code of Civil Procedure" (§ 3024), with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate sent for concurrence the following entitled bill :

"An act to amend chapter 180 of the Laws of 1884, entitled 'An act to amend chapter 410 of the Laws of 1882, entitled An act to

consolidate into one act, and to declare "the special and local laws affecting public interests in the city of New York," and to provide a pension fund for the police department of said city," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on affairs of cities.

The Senate bill entitled "An act incorporating the Commercial Credit Guaranty Company of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 17 }
{ NOES 67 }

Those who voted in the affirmative, were.

Bailey	Felter	Higgins	Kittle	Miles
Becker	Garbutt	Hodges	Lewis	Odell
Binder	Haggerty	Jones	Maher	Roche
Coffey	Heath			

Those who voted in the negative, were

Allen	Craig	Hooley	McDonald	Roosevelt
Baker	Curtis	House	Moore	Rosenthal
Beckwith	Dayton	Howe	Mullaney	Scott
Boyce	Dean	Howland	Murray	Seeber
Briggs	Dimmick	Hubbell	Nelson	Shoemaker
Brown, C. W.	Earl	Hunt	Noxon	Sipp
Brown, J. H.	Farnum	Husted	O'Neil	Sweet
Burns	Forsyth	Kelly	Osborne	Tremper
Butler	Geddes	Kent	Otis	Van Allen
Cady	Hall	Kruse	Owen	Van Cott
Cartwright	Harpending	Lindsay	Pierson	Van Duzer
Church	Hasbrouck	Locke, S. D.	Pratt	Welch
Clarke	Haskell	McCabe	Priddy	Zimmerman
Clinton	Hawkins			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have non-concurred in the passage of the same.

The Senate returned the Assembly bill entitled "An act to regulate the hours of labor of conductors and drivers of cars drawn by horses in cities," with a message that they have concurred in the passage of the same, with the following amendment:

Section 1, line 8, after the word "meals," strike out the balance of the section.

Mr. Speaker put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 32 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Hendricks	McDonald	Roche
Allen	Dimmick	Hooley	Miles	Rosenthal
Bailey	Donnelly	House	Mullaney	Shoemaker

Barnes	Donohue	Howland	Murphy	Sipp
Beckwith	Dreiss	Husted	Murray	Smith, W. E.
Binder	Duffy	Jackson	Nagle	Smith, C.
Boynton	Earl	Jobes	Nason	Taylor
Brogan	Ely	Johnson, S. W.	Nelson	Van Cott
Burns	Farrell	Joyce	Odell	Van Duzer
Butler	Felter	Kelly	Oliver	Veeder
Cady	Garbutt	Lindsay	Owen	Whiteman
Cartwright	Geddes	Locke, S. D.	Pratt	Wilcox
Clarke	Haggerty	Locke, L. R.	Priddy	Zimmerman
Craig	Hall	Maher	Rice	Speaker
Dean	Haskell	McCabe		

Those who voted in the negative, were

Baker	Erwin	Jones	Littlejohn	Scott
Barager	Forsyth	Kent	Nash	Seeber
Becker	Hawkins	Kittle	Noxon	Tremper
Boyce	Horton	Kneeland	Olin	Van Allen
Briggs	Howe	Kruse	Pierson	Welch
Brown, J. H.	Hubbell	Lewis	Roosevelt	Westfall
Curtis	Hunt			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendment.

Mr. Hubbell offered, for the consideration of the House, a resolution in the words following :

Resolved, That a committee of two be appointed by the Speaker to wait upon the Governor and inform him that the Assembly have finished their labors, and are now ready to adjourn *sine die*.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Hubbell and Rice.

Mr. Husted offered, for the consideration of the House, a resolution in the words following :

Resolved, That a committee of two be appointed by the Speaker to wait upon the honorable the Senate and inform that body that the Assembly have finished their labors, and are now ready to adjourn *sine die*.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Husted and Maher.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' and the acts amendatory thereof," with a message that they have concurred in the passage of the same, with the following amendments :

Section 1, line 1, after the word "ninety," insert the words "chapter 410 of the Laws of 1882, entitled."

Same line and section, after the word "of," strike out the words "the act."

Same section, line 19, strike out all after the word "counsel" down to and including the word "returned," in line 24.

Amend the title so as to read as follows :

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York,' and the acts amendatory thereof."

Mr. Speaker put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

Allen	Clinton	Haskell	Maher	Rice
Bailey	Coffey	Hawkins	McCabe	Roche
Baker	Craig	Heath	McDonald	Roosevelt
Barnes	Darragh	House	Mullaney	Rosenthal
Becker	Dibble	Howe	Murray	Scott
Binder	Dimmick	Howland	Nash	Seeber
Boyce	Donnelly	Hubbell	Nelson	Shoemaker
Boynton	Dreiss	Hunt	Noxon	Sweet
Briggs	Duffy	Johnson, G. R.	Odell	Taylor
Brown, C. W.	Erwin	Johnson, S. W.	Olin	Tremper
Brown, J. H.	Farnum	Jones	Oliver	Van Allen
Burns	Farrell	Joyce	O'Neil	Van Cott
Butler	Felter	Kent	Osborne	Van Duzer
Cady	Forsyth	Kittle	Otis	Welch
Cartwright	Geddes	Lewis	Owen	Westfall
Childs	Haggerty	Lindsay	Palmer	Wilcox
Church	Hall	Littlejohn	Price	Zimmerman
Clarke	Hasbrouck	Locke, S. D.		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in their amendments.

The Senate returned the bill entitled "An act to amend chapter 534 of the Laws of 1879, entitled 'An act for the preservation of moose, wild deer, birds, fish and other game,' as amended by chapter 531 of the Laws of 1880, and as amended by chapter 584 of the Laws of 1880," with a message that they have concurred in the passage of the same, with the following amendments:

Section 1, line 8, change the word "fifteenth" to "first."

Same section, line 9, strike out all after the word "year" to and including the word "floating," in line 11.

Same section, line 15, strike out the word "fifteenth," and insert "first."

Page 2, line 7, strike out all after the word "State" to and including the word "time," in line 10.

Section 2, line 7, strike out the word "April," and insert "May."

Page 3, line 7, after the word "the," insert the word "aid."

Section 3, line 4, after the word "of," insert the word "August."

Section 3, line 16, after the word "Orange," insert the words "Delaware, Schoharie."

Section 12, page 8, line 13, after the word "lake," insert the words "or Long pond."

After section 12, insert the following as section 13:

"§ 13. Section 23 of chapter 534 of the Laws of 1879 is hereby amended so as to read as follows: "No person shall kill or catch, or attempt to kill or catch, any fish, except minnows, bull-heads, eels, suckers and catfish, in any of the fresh waters or canals in this State, or in the American waters of the St. Lawrence river, or in the waters of Niagara river, on the American side below the falls of said river

and Lake Erie, in any way or manner, or by any device whatever, except that of angling with hook and line, save only in the following waters, viz.: the Hudson river below the dam, at Troy; Black lake, in the county of St. Lawrence; St. Regis river, Grass river and Racket river, below the line of the Ogdensburg and Lake Champlain railroad, and in Lake Ontario, except Great Sodus bay, Port bay, East bay, in the county of Wayne; and except in Lake Otsego, and also except in Lake Champlain during the month of October and first fifteen days of November; and also it shall be unlawful, at all times, to fish with nets of any kind within one mile of the shore of the town of Henderson, on the lake side, or in Henderson harbor and Henderson bay. No person shall knowingly sell or purchase, or have in his or her possession, any fish killed, caught or taken from any such waters, contrary to the provisions of this act. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and, in addition thereto, shall be liable to a penalty of twenty-five (\$25) dollars for each and every offense, and all nets, seines, traps, weir or other devices forbidden by this section, are hereby declared contraband, and any person finding the same in any place where they are forbidden is hereby authorized to destroy such contraband articles, and no action for damages shall lie against him for such destruction."

Change section 13 to 14.

Change section 14 to 15.

Change section 15 to 16.

Change section 16 to 17.

Change section 17 to 18.

The question being on concurring in the amendments of the Senate, Mr. Husted moved that said bill be laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Hunt moved to reconsider the vote by which said bill was laid upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act to incorporate the Veteran Military Association, Seventy-first regiment, National Guard State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

Ackroyd	Dibble	Higgins	Locke, L. R.	Roche
Allen	Donohue	House	McDonald	Scott
Bailey	Dreiss	Howe	Miles	Seeber
Baker	Earl	Howland	Mullaney	Shoemaker
Barnes	Ely	Hunt	Murphy	Sipp
Becker	Erwin	Husted	Murray	Smith, W. E.
Beckwith	Farnum	Jobes	Nagle	Smith, C.
Binder	Farrell	Johnson, S. W.	Nason	Sweet
Briggs	Garbutt	Jones	Noxon	Taylor
Burns	Geddes	Joyce	Oliver	Tremper

Cartwright	Haggerty	Kent	O'Neil	Van Allen
Childs	Hall	Kittle	Owen	Van Cott
Church	Haskell	Kneeland	Palmer	Veeder
Clapp	Hawkins	Kruse	Pratt	Whiteman
Coffey	Heath	Lewis	Price	Wilcox
Craig	Hendricks	Locke, S. D.	Rice	Zimmerman
Dayton				

For the negative,
Odell

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The Senate returned the following entitled Senate bills, with a message that they have concurred in the amendments of the Assembly thereto, respectively :

"An act to incorporate the Uniformed Veterans of the Twenty-third regiment, Fourth brigade, Second division, National Guard, State of New York."

"An act to amend the Code of Civil Procedure" (§ 2879).

"An act to amend the Code of Criminal Procedure" (§ 56).

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

"An act to amend and consolidate the several acts in relation to the village of Richfield Springs."

"An act relating to corporations, associations and societies engaged in life or casualty insurance business upon the co-operative or assessment plan, pursuant to the provisions of chapter 175 of the Laws of 1883."

"An act to amend chapter 410 of the Laws of 1882, entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

"An act to make provision for a public park in the Seventh ward of the city of New York, including therein all necessary alterations of the map or plan of said city, the acquisition of land for such park, and the payment of all expenses connected therewith from moneys to be raised by bonds, taxes and assessments for local improvements."

"An act relating to the employment of children by contract in houses of refuge, reformatories and other correctional institutions."

"An act to incorporate the Veteran Association, Seventy-first regiment, National Guard State of New York."

"An act to provide additional accommodations for the common schools in the city of New York."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the following entitled bill, with a message that they have agreed to the report of the committee of conference thereon :

"An act to amend chapter 463 of the Laws of 1880, entitled 'An act to amend chapter 604 of the Laws of 1875, entitled An act to protect the shores and bay of New York, and the seaside resorts near New York city, and to prevent the deposit of carrion, offal, dead animals, bedding or any putrid, offensive, decaying or refuse vegetable or animal matter, or any garbage or sweepings taken from the streets of any city into

the North and East rivers, or in the bay of New York or Raritan bay, within the jurisdiction of the State of New York, or in the waters of Jamaica bay, or in the waters of the Atlantic ocean, within three miles of Rockaway beach or Far Rockaway or Coney Island, or within less than one mile beyond the outer bar,' and to provide for the better accomplishment of the object of said act."

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill entitled "An act to amend an act entitled 'An act to authorize the formation of gas-light companies,' passed February 16, 1848, as to the county of Kings," with a message that they have reconsidered the vote of non-concurrence in the amendments of the Assembly, and have concurred therein.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bills entitled as follows :

"An act to regulate the hours of labor of conductors and drivers of cars drawn by horses in cities."

"An act to amend an act entitled 'An act to consolidate into one act, and to declare the special and local laws affecting public interests in the city of New York.'"

"An act to amend section 2234 of the Code of Civil Procedure."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the resolution relative to printing 3,200 copies of the Report of the Superintendent of the Adirondack Survey on the State Lands for the use of the members of the Legislature, and 600 copies thereof for the use of the Superintendent, and 200 copies thereof for the use of the officers and reporters of the Senate and Assembly; also, the resolution requesting the Attorney-General, the Comptroller, and the President of the State Board of Charities to devise a plan for the reorganization of the business and financial management of all the State charitable institutions, with a message that they have concurred in the passage of the same, respectively.

Mr. Hubbell, from the committee appointed to wait upon the Governor and inform him that the Assembly have finished its business and was ready to adjourn, returned and reported that they had performed that duty.

Mr. Speaker announced the following officers to remain at the close of the session, pursuant to chapter 379 of the Laws of 1879:

Almon C. Greene, William N. Haskell and Warren E. Drury.

Mr. Speaker announced the following doorkeepers, messengers and pages to attend upon the organization of the next Legislature, pursuant to chapter 379 of the Laws of 1879 :

Assistant Doorkeepers — E. M. Brown, Garret Benson and W. W. Cummings.

Messengers — James H. Manville and Ralph W. Murdock.

Pages — Irwin O'Neil, William Wolf, Jr., Ernest Stacy, Nicholas F. Brown, Simon Bach and John D. Hayes.

Mr. Boynton in the chair.

Mr. Miles offered, for the consideration of the House, a resolution in the words following :

Resolved, That the thanks of this Assembly are due to the Speaker for the impartial and dignified manner in which he has discharged the duties of Speaker during the session.

Adopted unanimously by a rising vote.

Mr. Maher offered, for the consideration of the House, a resolution in the words following :

Resolved, That the thanks of this Assembly be and that they hereby are tendered to the Hon. Charles A. Chickering, Clerk of the Assembly, for the singular business capacity and the rigid integrity he has shown in the management of the Clerk's desk this session, and for the pains-taking care, fidelity and ability with which he has performed his duties.

Adopted unanimously.

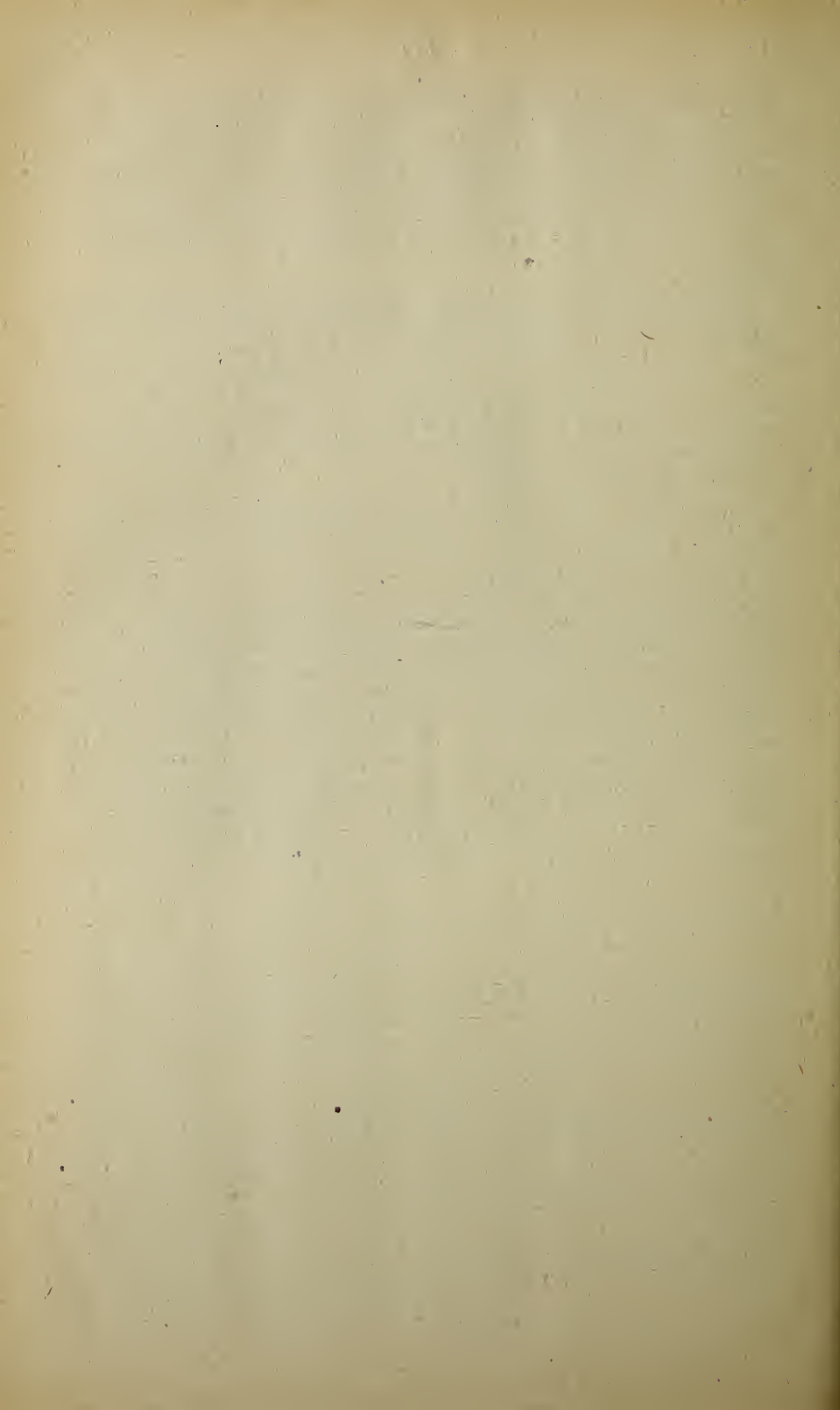
A committee from the Senate, consisting of Messrs. Fassett and Kiernan, appeared in the Assembly chamber, and informed the Assembly that the Senate had finished its business and was ready to adjourn.

Mr. Husted, from the committee appointed to wait upon the Senate to inform that body that the Assembly had finished its business and was ready to adjourn, reported that they had performed that duty.

The hour of twelve o'clock having arrived, Mr. Speaker resumed the chair and spoke as follows :

GENTLEMEN OF THE ASSEMBLY — The day and hour of final adjournment is at hand. On a recent occasion I gave expression to my cordial feeling of friendship for you all, who have labored so industriously and so willingly with me throughout this session. I can only repeat and emphasize those expressions of my personal regard. The duties which have devolved upon this Legislature have been difficult as well as delicate. I feel that your constituents will appreciate the faithfulness with which you have performed those efficient duties; though, from the distance, they can never fully comprehend their complex and arduous nature. Parting, as we do now, with many pleasant recollections in our hearts, and with the hope of meeting again as we journey through life, I would bid you all an affectionate good-bye. The Lord be with thee and me while we are absent one from another. The hour of twelve having arrived, I declare this House adjourned *sine die*.

CHARLES A. CHICKERING, *Clerk*.



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